

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

**SCOTT W STEVEN**  
Claimant

**APPEAL NO. 09A-UI-02869-NT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**AVENTURE STAFFING & PROFESSIONAL  
SERVICES LLC**  
Employer

**OC: 12/21/08**  
**Claimant: Respondent (6)**

871 IAC 26.8(1) – Withdrawal of Appeal

**STATEMENT OF THE CASE:**

An appeal was filed from a representative's decision dated February 11, 2009, reference 02. A hearing was scheduled for March 19, 2009. On the hearing record the appellant requested the appeal to be withdrawn.

**ISSUE:**

The issue in this matter is whether the appellant herein should be allowed to withdraw its appeal filed February 23, 2009.

**FINDINGS OF FACT:**

The administrative law judge, having considered the evidence in the record, finds that a request has been made on the record by the appealing party to withdraw the appeal. The request was submitted on the record.

**REASONING AND CONCLUSIONS OF LAW:**

871 IAC 26.8(1) provides:

(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

The administrative law judge has reviewed the records and files and concludes that the appealing party's request to withdraw its appeal should be approved.

**DECISION:**

The decision of the representative dated February 11, 2009, reference 02, is affirmed. The request of the appealing party to withdraw the appeal is approved and the decision of the representative shall stand and remain in full force and effect.

---

Terence P. Nice  
Administrative Law Judge

---

Decision Dated and Mailed

pjs/pjs