

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

MADELINE R LANGLITZ
Claimant

SLB OF IOWA LC
Employer

APPEAL NO. 20A-UI-04260-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 03/15/20
Claimant: Appellant (6)

Iowa Code Section 96.4(3) – Able & Available
Iowa Code Section 96.19(38) – Temporary & Partial Unemployment
Iowa Administrative Code rule 871-26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant filed an appeal from the May 11, 2020, reference 02, decision that denied benefits effective March 15, 2020, based on the deputy's conclusion that the claimant could not be deemed partially unemployed. A hearing was scheduled for June 4, 2020. Prior to the hearing being held, the claimant/appellant requested the appeal be withdrawn.

FINDINGS OF FACT:

The claimant is the appellant in this matter. The hearing was set for June 4, 2020. The claimant submitted a written request to withdraw her appeal. The request was submitted before a decision was entered in connection with the appeal.

REASONING AND CONCLUSIONS OF LAW:

Iowa Admin. Code r. 871-26.8(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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

An appeal may be dismissed upon the request of a party or in the agency's discretion when the issue or issues on appeal have been resolved in the appellant's favor.

The administrative law judge concludes that the claimant's request to withdraw the appeal should be approved.

DECISION:

The claimant request to withdraw the appeal is approved. The May 11, 2020, reference 02, decision that denied benefits effective March 15, 2020, based on the deputy's conclusion that the claimant was not partially unemployed, remains in effect.

A rectangular box containing a handwritten signature in cursive script that reads "James E. Timberland".

James E. Timberland
Administrative Law Judge

June 22, 2020
Decision Dated and Mailed

jet/scn