

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CAREY A LONG
Claimant

APPEAL NO: 13A-UI-02176-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

BATH & BODY WORKS LLC
Employer

**OC: 01/20/13
Claimant: Respondent (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer appealed a representative's February 14, 2013 determination (reference 01) that held the claimant qualified to receive benefits and the employer's account subject to charge because the claimant had been discharged for nondisqualifying reasons. A hearing was scheduled on March 20, 2013. On March 18, the employer's representative, TALX, faxed the employer's withdrawal request to the Appeals Section. Based on the employer's withdrawal request, the administrative record, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

FINDINGS OF FACT:

The employer withdrew its appeal from a representative's February 14, 2013 determination (reference 01). The employer's representative faxed the withdrawal request to the Appeals Section on March 18, 2013.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 employer's request to withdraw its appeal is approved.

DECISION:

The representative's February 14, 2013 determination (reference 01) is affirmed. The employer's withdrawal request is approved. This means the claimant remains qualified to receive benefits as of January 20, 2013.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css