

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JEFFREY J BLACKWELL
Claimant

APPEAL NO. 15A-UI-08807-B2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

EASTERN IOWA COMMUNITY COLLEGE
Employer

**OC: 06/28/15
Claimant: Appellant (6)**

Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

An appeal was filed from a representative's decision dated July 30, 2015, reference 02. A hearing was scheduled for August 26, 2015. Prior to testimony being taken in this matter, appellant requested the appeal be withdrawn so long as the withdrawal of appeal did not affect claimant's rights to normal unemployment benefits.

ISSUE:

The issue is whether the appeal should be withdrawn.

FINDINGS OF FACT:

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

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 herein and concludes that the request of the appealing party to withdraw the appeal should be approved.

The court further states that the withdrawal of appeal in this matter only affects claimant's rights to have the monetary determination recalculated in this matter due to a business closing, and in no way affects any other ruling concerning claimant's general eligibility to receive unemployment benefits.

DECISION:

The decision of the representative dated July 30, 2015, 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. Claimant is still entitled to receive regular unemployment insurance benefits, provided eligibility requirements have been satisfied.

Blair A. Bennett
Administrative Law Judge

Decision Dated and Mailed

bab/css