

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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**CASEY D HAUAN**  
Claimant

**TRADESMEN INTERNATIONAL LLC**  
Employer

**APPEAL 21A-UI-11957-LJ-T**  
**ADMINISTRATIVE LAW JUDGE**  
**DECISION**

**OC: 12/27/20**  
**Claimant: Respondent (6)**

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Iowa Code § 96.5(2)a – Discharge from Employment  
Iowa Code § 96.3(7) – Recovery of Benefit Overpayment  
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

**STATEMENT OF THE CASE:**

On April 29, 2021, Tradesmen International, L.L.C., filed an appeal from a representative's decision dated April 19, 2021 (reference 01). A telephonic hearing was scheduled for 11:00 a.m. on Friday, July 16, 2021. During the hearing and on the record, the employer/appellant requested the appeal be withdrawn.

**ISSUE:**

Should the request to withdraw the appeal be granted?

**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 on the record during the July 16 hearing. Immediately after employer witness Austin Hermesen's testimony began, he indicated he wished to withdraw the appeal. This has been recorded.

**REASONING AND CONCLUSIONS OF LAW:**

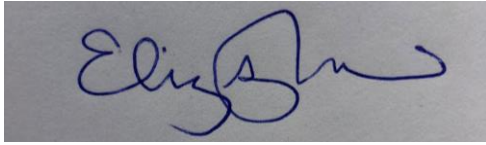
Iowa Admin. Code r. 871-26.8(1) provides:

- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

**DECISION:**

The decision of the representative dated April 19, 2021 (reference 01) 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.

A rectangular box containing a handwritten signature in blue ink. The signature appears to be "Elizabeth A. Johnson" written in a cursive style.

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Elizabeth A. Johnson  
Administrative Law Judge  
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1000 East Grand Avenue  
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July 27, 2021  
Decision Dated and Mailed

lj/mn