

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JULIE L ANDERSON**

Claimant

**APPEAL NO. 14A-UI-06158-ST**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**COMMUNITY CARE INC**

**DAC INC**

Employer

**OC: 05/04/14**

**Claimant: Respondent (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

**STATEMENT OF THE CASE:**

The employer DAC INC appealed from a department representative's decision dated June 4, 2014, reference 01, that held claimant was laid-off for lack of work and benefits are allowed. A telephone hearing was scheduled for July 9, 2014. Prior to the hearing being held, the appellant/employer requested the appeal be withdrawn.

**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The issue is whether the appeal should be withdrawn.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 orally that was recorded. Claimant was denied benefits from a department June 4, 2014 reference 02 decision that held claimant refused a suitable offer of work from DAC Inc. on May 8. Claimant appealed. A hearing was held on July 7 before an Administrative law judge in Appeal 14A-UI-06034 and a decision is pending.

**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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 issue in this scheduled matter is the same as the one being reviewed in Appeal 14A-UI-06034.

**DECISION:**

The decision of the representative dated June 4, 2014, 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. Whether benefits are allowed, depends on the ruling in 14A-UI-06034.

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Randy L. Stephenson  
Administrative Law Judge

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Decision Dated and Mailed

rls/pjs