

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ROBIN J BLACK
Claimant

APPEAL NO: 10A-UI-10268-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 06/21/09
Claimant: Appellant (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant appealed a representative's July 12, 2010 decision (reference 07) that held her overpaid \$11,140.14 in benefits she received for the weeks ending June 27, 2009, through April 17, 2010. A hearing was scheduled on September 11, 2010. On August 10, 2010, the claimant withdrew her appeal in this matter. Based on the claimant'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 claimant withdrew her appeal from the representative's July 12, 2010 decision. The claimant's August 10, 2010 withdrawal request was tape-recorded.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 claimant's request to withdraw her appeal is approved. As of the date of the claimant's withdrawal, the overpayment had been offset so the claimant does not owe the Department any money.

DECISION:

The representative's July 12, 2010 decision (reference 07) is affirmed. The claimant's withdrawal request is approved. The claimant was overpaid a total of \$11,140.14 in benefits she received for the weeks ending June 27, 2009, through April 17, 2010.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css