

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JEFF C HUNTER**  
Claimant

**APPEAL NO: 12A-UI-03648-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**COMMERCIAL TRANSPORT INC**  
Employer

**OC: 02/19/12**  
**Claimant: Appellant (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

**STATEMENT OF THE CASE:**

An appeal was filed from an unemployment insurance decision dated March 30, 2012, reference 01, that concluded he was eligible for unemployment insurance benefits because he had enough wages from his other employers to qualify for benefits. A hearing was scheduled for April 24, 2012. Prior to the hearing being held, the appellant requested the appeal be withdrawn.

**FINDINGS OF FACT:**

A request has been made by the appealing party to withdraw the appeal. The request was submitted orally and was recorded. The reason the claimant withdrew the appeal was because he was informed that the decision did not affect his eligibility for benefits and the outcome of going through the appeal could potentially disqualify him. He was informed that he was disqualified because of a decision regarding his separation from employment with Midwestern Trading Inc. The appeal hearing for this case is scheduled for May 10, 2012, at 10 a.m., and the claimant will need to call in at 1-800-532-1483 to provide his number to participate in that hearing.

**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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 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 unemployment insurance decision dated March 30, 2012, reference 01, is affirmed. The decision granting benefits remains in effect.

---

Steven A. Wise  
Administrative Law Judge

---

Decision Dated and Mailed

saw/css