

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHIRI, NIC, A
Claimant

APPEAL NO. 12A-UI-00794-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

CRST VAN EXPEDITED INC
Employer

OC: 12/18/11
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from the January 11, 2012, reference 01, decision that allowed benefits and that found the employer's protest untimely. A hearing was scheduled for February 15, 2012. Prior to the hearing being held, the employer/appellant requested the appeal be withdrawn.

FINDINGS OF FACT:

The employer has requested to withdraw its appeal. The request has been submitted in writing on February 1, 2012 by Betty Blevins, TALX Unemployment Hearing Consultant.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The employer's request to withdraw the appeal is approved. The Agency representative's January 11, 2012, reference 01, decision that allowed benefits and found that the employer's protest was untimely shall remain effect. The hearing set for February 15, 2012 is canceled.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/css