

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**THOMAS A HUNOLT**  
Claimant

**APPEAL NO. 13A-UI-04601-JTT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**JELD-WEN INC**  
Employer

**OC: 03/17/13**  
**Claimant: Respondent (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

**STATEMENT OF THE CASE:**

The employer filed an appeal from the April 5, 2013, reference 01, decision that allowed benefits and that held the employer's account could be charged for benefits. A hearing was scheduled for May 22, 2013. Prior to the hearing being held, the employer/appellant requested the appeal be withdrawn.

**FINDINGS OF FACT:**

The employer is the appellant in this matter. The appeal hearing is set for May 22, 2013. The employer's representative of record is Talx UCM Services, Inc. Talx is now known as Equifax Workforce Solutions. On May 21, 2013, an Equifax Workforce Solutions representative telephoned the Appeals Section and spoke to the administrative law judge as part of a recorded telephone call. The representative advised that the employer had decided to withdraw its appeal in the matter. The request to withdraw the appeal was made before a decision was entered in connection with the appeal.

**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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 April 5, 2013, reference 01, decision that allowed benefits and that held the employer's account could be charged for benefits shall remain effect.

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James E. Timberland  
Administrative Law Judge

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Decision Dated and Mailed

jet/pjs