

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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**FRANCISCO JAMES**  
Claimant

**GL DODGE CITY LLC**  
Employer

**APPEAL 21A-UI-01393-SC-T**  
**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 03/22/20**  
**Claimant: Respondent (6)**

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Iowa Code § 96.6(2) – Timeliness of Protest  
Iowa Code § 96.7(2)a(6) – Appeal from the Statement of Charges  
Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Code Ch. 96 – Iowa Employment Security Act  
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

**STATEMENT OF THE CASE:**

On November 12, 2020, GL Dodge City LLC (employer/appellant) filed an appeal from the November 9, 2020, reference 04, statement of charges for the third quarter of 2020. A hearing was scheduled for February 22, 2021. Prior to the hearing being held, the appellant requested the appeal be withdrawn.

**ISSUE:**

Should the request to withdraw the appeal be granted?

**FINDINGS OF FACT:**

The administrative law judge finds that: A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing.

**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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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.

**DECISION:**

The request of the appealing party to withdraw the appeal of the November 9, 2020, reference 04, statement of charges for the third quarter of 2020, is approved, and that statement shall stand and remain in full force and effect.

The hearing scheduled on February 22, 2021, at 10:00 a.m. is cancelled.



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Stephanie R. Callahan  
Administrative Law Judge

February 25, 2021  
Decision Dated and Mailed

src/mn