

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ANGEILA M HENDRICKSON
Claimant

APPEAL NO: 10A-UI-01481-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

APPLE 1 EMPLOYMENT SERVICE
Employer

OC: 11/22/09
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer appealed a representative's January 19, 2010 decision (reference 03) that concluded the claimant was qualified to receive benefits and the employer's account was subject to charge because the claimant had been discharged for nondisqualifying reasons. A hearing was scheduled on March 9, 2010. On February 10, the employer's representative withdrew the appeal. Based on the employer'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 employer withdrew its appeal from the representative's January 19, 2010 decision. The employer's withdrawal request was faxed to the Appeals Section on February 10, 2010.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The representative's January 19, 2010 decision (reference 03) is affirmed. The employer's withdrawal request is approved. The claimant remains qualified to receive unemployment insurance benefits as of November 22, 2009, provided she meets all other eligibility requirements.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css