

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

TRUDIE J WOOD
Claimant

APPEAL NO: 14A-UI-06516-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

GOOD SAMARITAN SOCIETY INC
Employer

OC: 12/01/13
Claimant: Appellant (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant appealed a representative's June 17, 2014 determination (reference 02) that held her overpaid \$9170 in benefits she received between December 1, 2013, and May 17, 2014. (The Benefits Bureau had no legal authority to issue the June 17 determination because the decision for appeal 13A-UI-14335 addressed the overpayment.) A hearing was scheduled on August 11, 2014. On July 9, the claimant and her attorney, Donald Bohlken, withdrew the appeal in this matter. Based on the claimant'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 claimant withdrew her appeal from a representative's June 17, 2014 determination (reference 02) that the Benefits Bureau had no legal authority to issue. The claimant's July 9, 2014 withdrawal request was recorded. The overpayment issue is one of the issues before the Employment Appeal Board regarding the decision for 13A-UI-14335.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

The claimant's request to withdraw her appeal is approved.

DECISION:

The representative's June 17, 2014 determination (reference 02) is dismissed. The overpayment issue will be addressed by the Employment Appeal Board concerning the decision for appeal 13A-UI-14335. The claimant's withdrawal request is approved.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs