

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

ROBERT P FREES
Claimant

SCHNEIDER NATIONAL CARRIERS INC
Employer

APPEAL 20A-UI-07718-CL-T
**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 03/29/20
Claimant: Respondent (6)

Iowa Code § 96.4(3) – Ability to and Availability for Work
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 July 10, 2020, the employer filed an appeal from the June 30, 2020, (reference 01) unemployment insurance decision that allowed benefits. The parties were properly notified about the hearing. A telephone hearing was scheduled for August 13, 2020. Prior to the scheduled hearing, employer submitted a written request to withdraw its appeal.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The administrative law judge finds that: Employer has requested to withdraw the appeal of the decision that allowed claimant benefits. Employer submitted the request 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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. 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 and concludes that employer's request to withdraw the appeal should be approved.

DECISION:

Employer's request to withdraw the appeal of the unemployment insurance decision dated June 30, 2020, (reference 01), that allowed benefits is approved. The decision allowing benefits to claimant shall stand and remain in full force and effect.



Christine A. Louis
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515)478-3528

August 20, 2020
Decision Dated and Mailed

cal/sam