

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**APRIL J WELBORN**  
Claimant

**DOLLAR TREE STORES INC**  
Employer

**APPEAL 19A-UI-05180-H2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 04/21/19  
Claimant: Respondent (6)**

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Iowa Code § 96.5(2)a – Discharge for Misconduct  
Iowa Code § 96.5(1) – Voluntary Quit  
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

**STATEMENT OF THE CASE:**

An appeal was filed from a representative's decision dated June 18, 2019, (reference 04). A hearing was scheduled for July 23, 2019. Prior to the hearing being held, the appellant requested the appeal be withdrawn.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, having considered the evidence in the record, 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:**

An appellant may submit an oral request to withdraw his or her appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1). Based on the documents in the appeal file and the applicable law, the request of the appealing party to withdraw the appeal should be approved.

**DECISION:**

The decision of the representative dated June 18, 2019, (reference 04), is affirmed. The request of the appealing party to withdraw the appeal is approved, and the decision of the representative shall stand and remain in full force and effect. The hearing scheduled for July 23, 2019 at 3:00 p.m. is cancelled.

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Teresa K. Hillary  
Administrative Law Judge

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Decision Dated and Mailed

tkh/rvs