

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

SARA L HILD
Claimant

APPEAL NO: 14R-UI-05373-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

HEARTLAND EMPLOYMENT SERVICES
Employer

OC: 10/20/13
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

PROCEDURAL STATEMENT OF THE CASE:

The employer appealed a representative's March 10, 2014 determination (reference 07) that held the claimant qualified to receive benefits and the employer's account subject to charge because the claimant had been discharged for nondisqualifying reasons. A hearing was scheduled on April 11, 2014. The claimant appeared for the hearing, but the employer did not.

The employer appealed the decision for 14A-UI-03076 to the Employment Appeal Board. On May 23, 2014, the Employment Appeal Board remanded this matter to the Appeals Bureau for another hearing because the employer had not received the hearing notice for the April 11 hearing.

Another hearing was scheduled on June 18, 2014. On June 12, 2014, the employer's representative, Barnett Associates faxed the employer's withdrawal request to the Appeals Bureaus. 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 a representative's March 10, 2014 determination (reference 07). The employer faxed its written withdrawal request to the Appeals Bureau on June 12, 2014.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The representative's March 10, 2014 determination (reference 07) is affirmed. The employer's withdrawal request is approved. This means as of February 16, 2014, the claimant remains qualified to receive benefits, provided she meets all other eligibility requirements. Since the employer is not a base period employer, during the claimant's current benefit year the employer's account will not be charged..

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

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