

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

IDEE R HINES
Claimant

APPEAL NO: 07A-UI-08822-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

ACCESSIBLE MEDICAL STAFFING
Employer

OC: 09/02/07 R: 03
Claimant: Appellant (6)

871IAC26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Idee R. Hines (claimant) appealed a representative's September 13, 2007 decision (reference 02) that concluded she was eligible to receive benefits even though wage credits from Accessible Medical Staffing (employer) would not be included because she is monetarily eligible to receive benefits based on wage credits from other employers in her base period. A hearing was scheduled on October 1, 2007. At the time of the hearing, the claimant made a request to withdraw her appeal. 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 September 13, 2007 decision. The claimant's October 1, 2007 withdrawal request was tape-recorded.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The representative's September 13, 2007 decision (reference 02) is affirmed. The claimant's October 1 withdrawal request is approved. Based on the reasons for her employment separation from the employer, the claimant is eligible to receive benefits because she is monetarily eligible to receive benefits based on wages from other employers in her base period even though the wages she earned from the employer will be removed and not considered in determining the claimant's monetary eligibility to receive benefits.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs