

IOWA DEPARTMENT OF INSPECTIONS AND APPEALS
DIVISION OF ADMINISTRATIVE HEARINGS
Wallace State Office Building
DES MOINES IOWA 50319

Appeal Number: 12IWD004

DECISION OF THE ADMINISTRATIVE LAW JUDGE

This Decision Shall Become Final, as of the date of mailing stated below unless:

**BOOTHILL ENTERPRISES
d/b/a THE OUTER LIMITS
4228 EAST SHERIDAN
DES MOINES IA 50317**

1. Either party files a WRITTEN application for a rehearing WITHIN TWENTY (20) DAYS AFTER the date below. The written application must state the specific reasons for the rehearing and the relief sought. If the request for a rehearing is denied or if the rehearing decision is not satisfactory, either party may petition the District Court WITHIN THIRTY (30) DAYS of either action;
OR

**IOWA WORKFORCE DEVELOPMENT
RUSS MNSINGER
150 DES MOINES STREET
DES MOINES, IA 50309**

2. Either party may petition the District Court WITHIN THIRTY (30) DAYS after the date below.

YOU DO HAVE THE RIGHT TO HIRE A LAWYER at your own expense to represent you in these proceedings.

JOE BERVID, IWD
NICHOLAS OLIVENCIA, IWD
PATRICIA HENRICH, IWD
RYAN DOSTAL, IWD
STACY BROWN, IWD
MATT MARDESEN, IWD
RICK GOULDEN, PARTY
RUSSELL SAMSON, ATTORNEY

(Administrative Law Judge)

August 14, 2012

(Decision Dated & Mailed)

871 Iowa Administrative Code 26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE

Boothill Enterprises, d/b/a The Outer Limits, (the employer) filed a timely appeal from a determination by the Department that an employer-employee relationship existed between Boothill Enterprises LLC and The Outer Limits and the individuals performing services for the business.

Prior to the hearing commencing the parties informed the undersigned that the matter had been resolved and the Appellant withdrew their request for a hearing.

Iowa Workforce Development regulations permit an appeal to be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer.¹

¹ 871 Iowa Administrative Code (IAC) 26.8(1).

DECISION

The employer's request to withdraw its appeal is approved and the appeal is deemed withdrawn.

jmp