

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

Appeal Number: 12IWD010

Respondent (1)

DECISION OF THE ADMINISTRATIVE LAW JUDGE

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

**TERRY GROTH
D/B/A GROTH CONSTRUCTION
PO BOX 532
STRAWBERRY POINT, IA 52076-0521**

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
MATT MARDESEN, FIELD AUDITOR**

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
SUSAN DAMERON, IWD
G.W. BOND & CO., INC., IWD

(Administrative Law Judge)

May 31, 2012

(Decision Dated & Mailed)

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

STATEMENT OF THE CASE

Iowa Workforce Development (“IWD”) issued a decision finding an employer-employee relationship existed between Terry Groth d/b/a Groth Construction and the individuals performing services for the business from 2005 through 2010. Groth Construction appealed. A contested case hearing was scheduled for June 4, 2012. On May 30, 2012, Groth Construction submitted a withdrawal of the appeal. IWD’s rules allow an appellant to withdraw an appeal at any time prior to the issuance of a decision, with the approval of the administrative law judge.¹ The request to withdraw the appeal is granted.

¹ 871 IAC 26.8(1).

DECISION

Appellant's request to withdraw the appeal is granted. This matter is deemed withdrawn.

hlp