

Victor Forberger, Esquire

Admitted to Massachusetts and Wisconsin bars
informational blogs: wisconsinui.wordpress.com
linuxatty.wordpress.com

2509 Van Hise Ave Madison WI 53705
608-352-0138 608-316-2741 (fax)
vforberger@fastmail.fm
website: law.vforberger.fastmail.fm

21 December 2020

Madison Hearing Office
P.O. Box 7975
Madison, WI 53707

Sent via facsimile: 608-327-6498 (2 pp.)

RE: Hearing No. [redacted] — Request to retract withdrawal
On behalf of claimant [redacted], SSN ending in [redacted]

Dear Sir or Madam:

I represent Ms. [redacted] in unemployment matters and am requesting the retraction of the hearing withdrawal in the above-referenced matter.

In a decision dated 16 December 2020, ALJ Zuberbier issued a hearing withdrawal decision. Ms. [redacted] mistakenly withdrew the 31 August 2020 appeal I filed on her behalf because a Department representative advised her in December 2020 that her claim for PUA benefits at issue in this matter was holding up her claim for regular unemployment benefits because of past employment with [redacted]

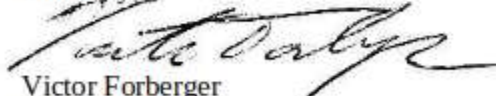
As Ms. [redacted] is currently NOT eligible for regular unemployment benefits because she receives SSDI benefits, any decision about her prior employment with [redacted] [redacted] is inconsequential, as she currently cannot receive regular unemployment benefits while also receiving SSDI benefits. In other words, her claim for PUA benefits at issue in Hearing No. [redacted] is the only viable path for her to receive any kind of unemployment benefits.

Because her withdrawal was based on mistaken advice from a Department staffer that did not consider the impact of her SSDI benefits on her unemployment claim, please allow for the retraction of her withdrawal request so that her claim for PUA benefits can go forward.

As the hearing office is still taking approximately two weeks to process documents submitted by facsimile and the holiday break may slow down that processing even further, I am including ALJ Zuberbier directly in this request so as to avoid an unnecessary and additional delay with a petition for Commission review should this request NOT be acted on by 6 January 2021.

If you have questions or need additional information, please contact me via the information above. Thank you.

Sincerely,



Victor Forberger
WI Bar: 1070634

enc Information release (1 p.)
cc ALJ Zuberbier (via e-mail message to [redacted]) (w/o enc)