

**EMPLOYMENT APPEALS BOARD DECISION**  
**2014-EAB-0165**

*Affirmed*  
*No Disqualification*

**PROCEDURAL HISTORY:** On November 4, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 145749). Claimant filed a timely request for hearing. On December 26, 2013, ALJ Sime conducted a hearing in which the employer failed to appear, and on January 7, 2014, issued Hearing Decision 14-UI-07829, concluding the employer discharged claimant but not for misconduct. On January 27, 2014, the employer filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

**DECISION:** Hearing Decision 14-UI-07829 is affirmed.

Susan Rossiter and Tony Corcoran;  
D. E. Larson, not participating.

**DATE of Service:** **February 3, 2014**

**NOTE:** You may appeal this decision by filing a Petition for Judicial Review with the Oregon Court of Appeals within 30 days of the date of service listed above. *See* ORS 657.282. For forms and information, you may write to the Oregon Court of Appeals, Records Section, 1163 State Street, Salem, Oregon 97310, or visit the website at <http://courts.oregon.gov/OJD/OSCA/acs/records/AppellateCourtForms.page>.

Note: the above link may be broken due to unannounced changes to the Court of Appeals website, in which case you may contact the Appellate Records at (503) 986-5555.