

EMPLOYMENT APPEALS BOARD DECISION
2014-EAB-0352

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On October 28, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant but not for misconduct (decision # 113925). On November 7, 2013, the employer filed a timely request for hearing. On January 3, 2014 the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for January 16, 2014, at 1:30 p.m. On January 17, 2014, ALJ Wipperman issued Hearing Decision 14-UI-08707, dismissing the employer's request for hearing for failure to appear. On January 22, 2014, the employer filed a request to reopen the hearing. On February 20, 2014, ALJ Kangas reviewed the employer's request to reopen and issued Hearing Decision 14-UI-10766, denying the employer's request. On March 3, 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-10766 is affirmed.

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

DATE of Service: March 12, 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.