

**EMPLOYMENT APPEALS BOARD DECISION**  
**2014-EAB-0825**

*Affirmed*  
*No Disqualification*

**PROCEDURAL HISTORY:** On April 9, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 95737). Claimant filed a timely request for hearing. On May 5, 2014, ALJ M. Davis conducted a hearing, and on May 7, 2014, issued Hearing Decision 14-UI-17035, concluding the employer discharged claimant but not for misconduct. On May 13, 2014, the employer filed an application for review with the Employment Appeals Boards (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-17035 is affirmed.

Susan Rossiter and Tony Corcoran;  
D. E. Larson and J. S. Cromwell, *pro tempore*, not participating.

**DATE of Service:** May 27, 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.