

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0931

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On March 17, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 131511). Claimant filed a timely request for hearing. On April 10, 2014, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for April 16, 2014, at 1:30 p.m. On April 16, 2014, ALJ R. Holmes-Swanson issued Hearing Decision 14-UI-15329, dismissing claimant's request for hearing for failure to appear. On April 19, 2014, claimant filed a timely request to reopen the hearing. On May 21, 2014, ALJ Kangas reviewed claimant's request to reopen and issued Hearing Decision 14-UI-18061, denying claimant's request. On May 29, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant failed to certify that she provided a copy of her argument to the other parties as required by OAR 471-041-0080(2)(a) (October 29, 2006). Therefore, we did not consider the argument when reaching this decision. Even if we had considered claimant's written argument, the outcome of this decision would remain the same.

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-18061 is affirmed.

DATE of Service: June 11, 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.