

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-1041**

*Affirmed*  
*Request to Reopen Denied*

**PROCEDURAL HISTORY:** On March 5, 2014, the Oregon Employment Department (the Department) served three notices of three administrative decisions: one concluding claimant was not available for work from December 22, 2013 to February 14, 2014 (weeks 52-13 through 8-14) (decision # 100324); one denying claimant's backdating request (decision # 94926); and one concluding claimant did not actively seek work from December 22, 2013 to February 14, 2014 (weeks 52-13 through 8-14) (decision # 95726). On March 19, 2014, claimant filed three timely requests for hearing.

On March 27, 2014, the Office of Administrative Hearings (OAH) issued three notices of a consolidated hearing scheduled for April 11, 2014 at 10:45 a.m. Claimant did not appear at the hearing. On April 11, 2014, ALJ Sime issued Hearing Decisions 14-UI-15030, 14-UI-15031 and 14-UI-15034 dismissing claimant's requests for hearing for failure to appear. On April 30, 2014, claimant filed a timely request to reopen. On May 23, 2014, ALJ S. Lee reviewed claimant's request to reopen and issued Hearing Decisions 14-UI-18345, 14-UI-18342 and 14-UI-18340 denying claimant's request. On June 12, 2014, claimant filed applications for review with the Employment Appeals Board (EAB).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Hearing Decisions 14-UI-18340, 14-UI-18342 and 14-UI-18345. For case-tracking purposes, this decision is being issued in triplicate (EAB Decisions 2014-EAB-1039, 2014-EAB-1040 and 2014-EAB-1041).

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

**DECISION:** Hearing Decisions 14-UI-18340, 14-UI-18342 and 14-UI-18345 are affirmed.

Susan Rossiter and Tony Corcoran;  
J. S. Cromwell, not participating.

**DATE of Service:** June 19, 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 [court.oregon.gov](http://court.oregon.gov). Once on the website, click on the blue tab for “Materials and Resources.” On the next screen, click on the tab that reads “Appellate Case Info.” On the next screen, select “Appellate Court Forms” from the left panel. On the next page, select the forms and instructions for the type of Petition for Judicial Review that you want to file.

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