

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-1276

Affirmed
No Disqualification

PROCEDURAL HISTORY: On May 12, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant but not for misconduct (decision # 84833). The employer filed a timely request for hearing. On July 7, 2014, ALJ Murdock conducted a hearing, and on July 10, 2014 issued Hearing Decision 14-UI-21206, affirming the Department's decision. On July 28, 2014, the employer filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record.¹ On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

DECISION: Hearing Decision 14-UI-21206 is affirmed.

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

DATE of Service: August 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 court.oregon.gov. Once on the website, click on the blue tab for

¹ Exhibit 1, as identified by the ALJ, was not marked in the record. The ALJ identified the customer service reviews and the self-checkout reviews submitted by the employer as Exhibit 1. Audio at 3. We attach these documents as EAB Exhibit 1. The ALJ excluded the remaining material submitted by the employer. Any party that objects to the admissions of EAB Exhibit 1 into the record must submit such objection to this office in writing, setting forth the basis of the objection within 10 days of our mailing this decision. OAR 471-041-0090. Unless such objection is received and sustained, the exhibit will remain in the record.

“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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