

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-1307**

*Affirmed*  
*Request to Reopen Denied*

**PROCEDURAL HISTORY:** On March 25, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision (decision # 14438) concluding that claimant was not able to or available for work for the period March 2, 2014 through March 22, 2014 (weeks 10-14 through 16-14). Claimant filed a timely request for hearing. On April 15, 2014, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for April 29, 2014, at 3:30 p.m. On April 30, 2014, ALJ Frank issued Hearing Decision 14-UI-16444, dismissing claimant's request for hearing for failure to appear. On May 6, 2014, claimant filed a timely request to reopen. On June 3, 2014, OAH issued notice of a hearing scheduled for June 16, 2014, at 1:30 p.m. On June 16, 2014, ALJ Frank issued Hearing Decision 14-UI-19711, dismissing claimant's request to reopen for failure to appear. On June 25, 2014, claimant filed a second timely request to reopen. On July 23, 2014, ALJ Frank conducted a hearing at which claimant appeared and testified, and on July 25, 2014, issued Hearing Decision 14-UI-22241, dismissing claimant's request to reopen. On July 23, 2014, claimant 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-22241 is affirmed.

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

**DATE of Service:** August 18, 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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