

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-1335**

*Affirmed*  
*No Disqualification*

**PROCEDURAL HISTORY:** On June 24, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant but not for misconduct (decision # 121913). The employer filed a timely request for hearing. On July 31, 2014, ALJ Triana conducted a hearing, and on August 1, 2014 issued Hearing Decision 14-UI-22697, affirming the Department's decision. On August 9, 2014, the employer filed an application for review with the Employment Appeals Board (EAB).

EAB considered the employer's written argument to the extent it was relevant and based on the entire record. It was neither.<sup>1</sup>

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-22697 is affirmed.

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

**DATE of Service:** August 20, 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

<sup>1</sup> For at least the last eleven years, the employer's representative, without further explanation, has mailed a letter to EAB when a claimant prevails that states, in sum: "We disagree with the decision of the Administrative Law Judge. Accordingly, the claimant should be denied unemployment insurance."

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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