

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-1768**

*Affirmed  
Disqualification*

**PROCEDURAL HISTORY:** On September 23, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 84311). Claimant filed a timely request for hearing. On October 20, 2014, ALJ Monroe conducted a hearing, and on October 24, 2014 issued Hearing Decision 14-UI-27552, concluding claimant voluntarily left work without good cause. On November 6, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

At the October 21, 2014 hearing, ALJ Monroe admitted documents submitted by the employer and the claimant as Exhibits 1 and 2 respectively. However, on this record, the exhibits admitted were not marked. Accordingly, we have marked Exhibits 1 and 2 based on the ALJ's descriptions. Exhibit 1 consists of two fax cover sheets, a copy of the notice of hearing, and a handwritten two-week notice signed by claimant and dated 8-11-14; a total of four pages. Exhibit 2 consists of a copy of the notice of hearing, a handwritten two-week notice signed by claimant and dated 8-11-14, a one-page Loss Prevention Policy, a one-page Team Member Acknowledgement, a three-page counseling document dated 12-21-13, a two-page counseling document dated 5-11-14, a one-page document with a copy of two receipts, a three-page counseling document dated 3-29-14, a one page Register Flow Chart, a one-page counseling document dated 8-6-14, another one-page document with a copy of two receipts, and a one-page memo from Holly Colderon to Judy Greenough; a total of seventeen pages.

EAB considered claimant's written argument to the extent it was relevant and based on the hearing record.

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-27552 is affirmed.

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

**DATE of Service:** December 4, 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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