

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0459

Affirmed
Request to Reopen Denied
Disqualification

PROCEDURAL HISTORY: On January 16, 2015, the Oregon Employment Department (the Department) served notice of an amended administrative decision concluding claimant voluntarily left work without good cause (decision # 141838). Claimant filed a timely request for hearing.

On February 3, 2015, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for February 20, 2015 at 9:30 a.m. Claimant did not appear at the hearing. On February 27, 2015, ALJ Vincent issued Hearing Decision 15-UI-34301, dismissing claimant's hearing request for failure to appear. On March 11, 2015, claimant filed a request to reopen his hearing. On March 27, 2015, ALJ Monroe conducted a hearing, and on April 1, 2015 issued Hearing Decision 15-UI-36068, denying claimant's request to reopen. On April 4, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant failed to certify that he provided a copy of his written argument to the other parties as required by OAR 471-041-0080(2)(a) (October 29, 2006). Therefore, we did not consider the argument when reaching this decision.

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 15-UI-36068 is affirmed. Hearing Decision 15-UI-34301 remains undisturbed.

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

DATE of Service: May 4, 2015

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 Court of Appeals website at courts.oregon.gov. Once on the website, use the ‘search’ function to search for ‘petition for judicial review employment appeals board’. A link to the forms and information will be among the search results.

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