

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0492

Affirmed
Disqualification
(Descalificación)

PROCEDURAL HISTORY: On January 20, 2015, the Oregon Employment Department (the Department) served four notices of four administrative decisions concluding claimant voluntarily left work at Northwest Staffing Resources on October 2, 2014 (decision # 121045); voluntarily left work at Chuck's Seafood on October 13, 2014 (decision # 111801); did not actively seek work from December 14, 2014 through December 20, 2014 (decision # 123325); and did not actively seek work from December 21, 2014 through December 27, 2014 (decision # 123527). Claimant filed a timely request for hearing on all four decisions. On February 25, 2015, ALJ Clink conducted three hearings on decisions # 111801, 123325 and 123527. Claimant failed to appear at the hearing scheduled for decision # 121045, and, on February 26, 2015, ALJ Clink issued Hearing Decision 15-UI-24104, dismissing her request for hearing for failure to appear. On February 26, 2015, ALJ Clink also issued Hearing Decisions 15-UI-34222, 15-UI-34223 and 15-UI-34231, affirming the Department's decisions # 111801, 123325 and 123527. On March 6, 2015, claimant filed an application for review of Hearing Decisions 15-UI-34222, 15-UI-34223 and 15-UI-34231 with the Employment Appeals Board (EAB).¹

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Hearing Decisions 15-UI-34222, 15-UI-34223 and 15-UI-34231. On March 26, 2015, EAB issued EAB Decisions 2015-EAB-0243 and 2015-EAB-0244, adopting Hearing Decisions 2015-UI-28741 and 2015-UI-28743. On March 26, 2015, EAB also issued EAB Decision 2015-EAB-0245, reversing and remanding Hearing Decision 15-UI-34231 for additional information.²

¹ On March 6, 2015, claimant also filed a request to reopen in case number 2015-UI-28739. In accordance with OAR 471-041-0060(4), EAB referred claimant's request to the Office of Administrative Hearings for additional procedures.

² Hearing Decision 15-UI-34231 resulted from claimant's request for hearing on the Department's administrative decision # 111801, which concluded claimant voluntarily left work without good cause at Chuck's Seafood on October 13, 2014. This is the only issue before the EAB in this review.

On April 15, 2015, ALJ Clink conducted a hearing, and on April 24, 2015 issued Hearing Decision 15-UI-37467, affirming the Department's decision. On April 29, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

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 15-UI-37467 is affirmed.

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

DATE of Service: May 21, 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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NOTA: Usted puede apelar esta decisión presentando una solicitud de revisión judicial ante la Corte de Apelaciones de Oregon (Oregon Court of Appeals) dentro de los 30 días siguientes a la fecha de notificación indicada arriba. Ver ORS 657.282. Para obtener formularios e información, puede escribir a la Corte de Apelaciones de Oregon, Sección de Registros (Oregon Court of Appeals/Records Section), 1163 State Street, Salem, Oregon 97310 o visite el sitio web en courts.oregon.gov. En este sitio web, hay información disponible en español.

Por favor, ayúdenos mejorar nuestros servicios por llenar el formulario de encuesta sobre nuestro servicio de atención al cliente. Para llenar este formulario, puede visitar <https://www.surveymonkey.com/s/5WQXNJH>. Si no puede llenar el formulario sobre el internet, puede comunicarse con nuestra oficina para una copia impresa de la encuesta.