

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0832

Affirmed
No Disqualification

PROCEDURAL HISTORY: On May 18, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 120541). Claimant filed a timely request for hearing. On June 15, 2015, ALJ Vincent conducted a hearing. ALJ Holmes-Swanson reviewed the hearing record, and on June 19, 2015 issued Hearing Decision 15-UI-40312, concluding the employer discharged claimant, but not for misconduct. On July 9, 2015, the employer filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record and the employer's written argument to the extent it was based on information received into evidence at the hearing. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

DECISION: Hearing Decision 15-UI-40312 is affirmed.

Susan Rossiter and D. P. Hettle, *pro tempore*;
J. S. Cromwell, not participating.

DATE of Service: August 17, 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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