

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0900

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On April 24, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that the employer discharged claimant, but not for misconduct (decision # 100737). The employer filed a timely request for hearing. On June 26, 2015, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for June 8, 2015. On June 8, 2015, ALJ Logan conducted a hearing in which claimant did not participate, and on June 10, 2015, issued Hearing Decision 15-UI-39832, concluding that claimant voluntarily left work without good cause. On June 19, 2015, claimant filed a request to reopen the hearing with OAH. On July 10, 2015, ALJ R. Davis conducted an interpreted hearing and on July 16, 2015, issued Hearing Decision 15-UI-41550, denying claimant's request to reopen. On July 27, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant failed to certify that she provided a copy of her 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-41550 is affirmed.

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

DATE of Service: July 31, 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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