

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0952

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On May 19, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that the employer discharged claimant for misconduct (decision # 144350). Claimant filed a timely request for hearing. On June 2, 2015, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for June 17, 2015. On June 17, 2015, ALJ Wyatt issued Hearing Decision 15-UI-40150, dismissing claimant's hearing request for failure to appear. Claimant filed a timely request to reopen the hearing. On July 20, 2015, ALJ Kangas issued Hearing Decision 15-UI-41692, denying claimant's request to reopen. On August 7, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

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-41692 is affirmed.

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

DATE of Service: August 12, 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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