

**EMPLOYMENT APPEALS BOARD DECISION**  
**2015-EAB-1286**

*Affirmed*  
*Disqualification*

**PROCEDURAL HISTORY:** On September 21, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant quit working for the employer without good cause (decision # 123334). Claimant filed a timely request for hearing. On October 22, 2015, ALJ Vincent conducted a hearing, and on October 26, 2015 issued Hearing Decision 15-UI-46574, affirming the Department's decision. On October 30, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant submitted written argument with his application for review, but failed to certify that he provided a copy of his argument to the other parties as required by OAR 471-041-0080(2)(a) (October 29, 2006). The argument also contained information that was not part of the hearing record, and failed to show that the information is material to EAB's determination and that factors or circumstances beyond claimant's reasonable control prevented him from offering the information during the hearing, as required by OAR 471-041-0090 (October 29, 2006). EAB therefore considered only information received into evidence at the hearing when reaching this decision. *See* ORS 657.275(2).

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-46574 is affirmed.

Susan Rossiter and J. S. Cromwell.

**DATE of Service:** November 23, 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](http://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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