

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-1356

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On September 14, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 81516). Claimant filed a timely request for hearing. On October 13, 2015, the Office of Administrative Hearings (OAH) mailed notice of a hearing scheduled for October 26, 2015, at which claimant failed to appear. On October 26, 2015, ALJ R. Frank issued Hearing Decision 15-UI-46567, dismissing claimant's hearing request for failure to appear. On November 3, 2015, claimant filed a request to reopen. On November 10, 2015, ALJ Kangas reviewed claimant's request and issued Hearing Decision 15-UI-47477, denying claimant's request to reopen. On November 16, 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-47477 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. 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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