

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0177

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On December 15, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that the employer discharged claimant for misconduct (decision # 102357). Claimant filed a timely request for hearing. On December 29, 2015, the Office of Administrative Hearings issued notice of a hearing scheduled for January 13, 2016. On January 13, 2016, ALJ issued Hearing Decision 16-UI-51021, dismissing claimant's hearing request for failure to appear at the hearing. Claimant filed a timely request to reopen. On February 10, 2016, ALJ Kangas issued Hearing Decision 16-UI-52473, denying claimant's request to reopen. On February 17, 2016, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire record in this case. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

DECISION: Hearing Decision 16-UI-52743 is affirmed.

Susan Rossiter and D. H. Hettle;
J. S. Cromwell, not participating.

DATE of Service: February 22, 2016

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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