

EO: 200
BYE: 201649

State of Oregon
Employment Appeals Board
875 Union St. N.E.
Salem, OR 97311

567
AAA 005.00
MC 000.00

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0535

Affirmed
Request to Reopen Denied
Ineligible

PROCEDURAL HISTORY: On March 14, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant did not actively seek work from December 13, 2015 through February 27, 2016 (decision # 141039). Claimant filed a timely request for hearing. On March 30, 2016, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for April 13, 2016. On April 13, 2016, ALJ Wipperman issued Hearing Decision 16-UI-57160, dismissing claimant's request for hearing for failure to appear. On April 18, 2016, claimant filed a timely request to reopen the hearing. On April 26, 2016, ALJ Kangas issued Hearing Decision 16-UI-58171, denying claimant's request. On May 6, 2016, claimant filed an application for review of Hearing Decision 16-UI-58171 with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record and claimant's written argument. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

DECISION: Hearing Decision 16-UI-58171 is affirmed. Hearing Decision 16-UI-57160 and administrative decision # 141039 remain undisturbed.

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

DATE of Service: May 12, 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.

Please help us improve our service by completing an online customer service survey. To complete the survey, please go to <https://www.surveymonkey.com/s/5WQXNJH>. If you are unable to complete the survey online and wish to have a paper copy of the survey, please contact our office.