

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0903

Affirmed
Requests to Reopen Denied

PROCEDURAL HISTORY: On May 20, 2016, the Oregon Employment Department (the Department) served two notices of two administrative decisions, one concluding claimant was not available for work from March 13, 2016 to March 19, 2016 (decision # 92031) and the other concluding claimant voluntarily left work without good cause (decision # 90746). Claimant filed timely requests for hearing. On June 2, 2016, the Office of Administrative Hearings mailed notice of two hearings scheduled for June 17, 2016, at which claimant failed to appear. On June 20, 2016, ALJ Shoemake issued Hearing Decision 16-UI-62096, dismissing claimant's request for hearing on decision # 92031, and Hearing Decision 16-UI-62097, dismissing claimant's request for hearing on decision # 90746. On July 7, 2016, claimant filed requests to reopen the June 17th hearings. On July 14, 2016, ALJ Kangas reviewed claimant's requests and issued Hearing Decision 16-UI-63737, denying claimant's request to reopen the hearing on decision # 92031, and Hearing Decision 16-UI-63741, denying claimant's request to reopen the hearing on decision # 90746. On August 3, 2016, claimant filed applications for review of Hearing Decisions 16-UI-63737 and 16-UI-63741 with the Employment Appeals Board (EAB).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Hearing Decisions 16-UI-63737 and 16-UI-63741. For case-tracking purposes, this decision is being issued in duplicate (EAB Decisions 2016-EAB-0903 and 2016-EAB-0904).

With claimant's applications for review, claimant stated that these are her "third request[s]" for a hearing on these matters, and asked that her requests be considered. We have reviewed claimant's request in accordance with the applicable law and rules, and have determined, as did the ALJ, that claimant is not entitled to a review of these matters because she has not established good cause to reopen the July 17th hearings at which she had failed to appear.

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 Decisions 16-UI-63737 and 16-UI-63741 are affirmed.

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

DATE of Service: August 8, 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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