

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0946

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On May 4, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant voluntarily left work without good cause (decision # 162331). Claimant filed a timely request for hearing. On May 23, 2016, the Office of Administrative Hearings issued notice of a hearing scheduled for June 3, 2016. On June 7, 2016, ALJ Vincent issued Hearing Decision 16-UI-61190, dismissing claimant's hearing request for his failure to appear at the June 3 hearing. Claimant filed a timely request to reopen. On July 21, 2016, ALJ Wyatt conducted a hearing, and on July 29, 2016, issued Hearing Decision 16-UI-64724, denying claimant's request to reopen. On August 15, 2016, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant 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). Therefore, we did not consider the argument when reaching this decision.

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-64724 is affirmed.

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

DATE of Service: August 17, 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.