

EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-1372

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On October 12, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 141842). Claimant filed a timely request for hearing. On October 25, 2017, the Office of Administrative Hearings (OAH) mailed notice of a hearing scheduled for November 8, 2017, at which claimant failed to appear. On November 8, 2017, ALJ Janzen issued Hearing Decision 17-UI-96490, dismissing claimant's request for hearing for failure to appear. On November 13, 2017, claimant filed a request to reopen. On November 21, 2017, ALJ Kangas issued Hearing Decision 17-UI-97327, denying claimant's request. On November 27, 2017, 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 17-UI-97327 is affirmed.

J. S. Cromwell and D. P. Hettle.

DATE of Service: November 29, 2017

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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