

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0341**

*Affirmed*  
*Disqualification*

**PROCEDURAL HISTORY:** On March 6, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 100251). Claimant filed a timely request for hearing. On March 27, 2018, ALJ Snyder conducted a hearing, and on April 4, 2018, issued Order No. 18-UI-106638, affirming the Department's decision. On April 7, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

Both parties submitted written argument that contained information that was not part of the hearing record, and failed to show that factors or circumstances beyond that party's reasonable control prevented it from offering the information during the hearing. The employer also failed to certify that it provided a copy of its argument to the other parties as required by OAR 471-041-0080(2)(a) (October 29, 2006). Under ORS 657.275(2) and OAR 471-041-0090 (October 29, 2006), we considered only information received into evidence at the hearing, and claimant's argument, to the extent it was based on the hearing record, in reaching this decision.

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

**DECISION:** Order No. 18-UI-106638 is affirmed.

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

**DATE of Service:** May 11, 2018

**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](http://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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