

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0357

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On February 8, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 84355). Claimant filed a timely request for hearing. On March 12, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for March 28, 2018. On March 28, 2018, claimant failed to appear at the hearing, and ALJ Amesbury issued Hearing Decision 18-UI-106172, dismissing claimant's request for hearing due to his failure to appear. On April 2, 2018, claimant filed a timely request to reopen the hearing. ALJ Kangas reviewed the request to reopen, and on April 9, 2018 issued Hearing Decision 18-UI-106925, dismissing the request. On April 11, 2018, claimant filed a timely application for review of Hearing Decision 18-UI-106925 with the Employment Appeals Board (EAB).

EAB considered 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 18-UI-106925 is affirmed.

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

DATE of Service: April 13, 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. 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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