

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0383

Affirmed
Disqualification

PROCEDURAL HISTORY: On February 14, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 151800). Claimant filed a timely request for hearing. On March 28, 2018, ALJ Lewis conducted a hearing, at which the employer failed to appear, and on March 29, 2018, issued Order No. 18-UI-106283, affirming the Department's decision. On April 17, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant's application for review was accompanied by written argument that contained information that was not offered into evidence during the hearing, did not explain why she was unable to present the information at that time or otherwise show, as required by OAR 471-041-0090 (October 29, 2006), that factors or circumstances beyond her reasonable control prevented her from doing so. Accordingly, EAB considered claimant's written argument, but only to the extent it was based on the hearing record, including Exhibit 1.

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: Order No. 18-UI-106283 is affirmed.

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

DATE of Service: May 18, 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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