

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0386

Affirmed
Request for Hearing Dismissed

PROCEDURAL HISTORY: On April 6, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that the employer discharged claimant, not for misconduct, and that claimant therefore is not disqualified from receiving benefits based on that work separation (decision # 150924). Claimant filed a request for hearing. On April 12, 2018, ALJ Kangas issued Order No. 18-UI-107181, dismissing claimant's request for hearing as non-justiciable because decision # 150924 was in claimant's favor. On April 17, 2018, 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 order under review is **adopted**.

DECISION: Order No. 18-UI-107181 is affirmed.

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

DATE of Service: April 20, 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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