

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0443**

*Affirmed*  
*Disqualification*

**PROCEDURAL HISTORY:** On February 16, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work with good cause (decision # 111354). The employer filed a timely request for hearing. On April 12, 2018, ALJ Schmidt conducted a hearing, and on April 13, 2018 issued Order No. 18-UI-107350, concluding claimant voluntarily left work without good cause. On April 26, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant's argument contained information that was not part of the hearing record, and failed to show that factors or circumstances beyond claimant's reasonable control prevented claimant from offering the information during the hearing. Moreover, claimant did not certify that she sent the information 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 when reaching this decision. Even if we had considered the information, the outcome of this decision would remain the same, because claimant had already testified at hearing regarding her role in caring for her daughter.

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-107350 is affirmed.

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

**DATE of Service:** May 25, 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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