

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0451

Affirmed
Disqualification

PROCEDURAL HISTORY: On March 16, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant quit working for the employer with good cause (decision # 101114). The employer filed a timely request for hearing. On April 5, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for April 12, 2018. On April 12, 2018, ALJ Monroe conducted a hearing at which claimant failed to appear, and on April 19, 2018 issued Order No. 18-UI-107776, concluding that claimant quit without good cause. On April 28, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

With her application for review, claimant submitted a written statement that once she realized she missed the April 12, 2018 hearing, she contacted OAH and was told to wait for the ALJ's order and accompanying "paperwork." To any extent that statement can be construed as a request for EAB to consider new information regarding her work separation from the employer, the request is denied because claimant failed to show that factors or circumstances beyond her reasonable control prevented her from appearing at the hearing and offering her information into evidence at that time. *See* ORS 657.275(2) and OAR 471-041-0090 (October 29, 2006).

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-107776 is affirmed.

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

DATE of Service: May 30, 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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