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BYE: 201905

State of Oregon  
**Employment Appeals Board**  
875 Union St. N.E.  
Salem, OR 97311

687  
DS 005.00  
MC 000.00

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0505**

*Affirmed*  
*No Disqualification*

**PROCEDURAL HISTORY:** On March 16, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 143147). Claimant filed a timely request for hearing. On April 10 and 27, 2018, ALJ Monroe conducted a hearing, and on May 3, 2018 issued Order No. 18-UI-108660, concluding that claimant was not an independent contractor and that her discharge was not for misconduct. On May 14, 2018, the employer filed an application for review with the Employment Appeals Board (EAB).

EAB considered the entire hearing record and the parties' written arguments to the extent they were based on information received into evidence at the hearing. *See* OAR 471-040-0090 (October 29, 2006). On *de novo* review and pursuant to ORS 657.275(2), the Order under review is **adopted**.

**DECISION:** Order No. 18-UI-108660 is affirmed.

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

**DATE of Service:** June 12, 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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