

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0689**

*Affirmed*  
*Disqualification*

**PROCEDURAL HISTORY:** On June 1, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant quit working for the employer without good cause (decision # 93859). Claimant filed a timely request for hearing. On June 18, 2018, ALJ Micheletti conducted a hearing, and on June 26, 2018 issued Order No. 18-UI-112074, affirming the Department's decision. On July 10, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

In Hearing Decision 18-UI-112074, the ALJ wrote that Exhibit 1 was admitted into the record. Upon reviewing the record, we determined that Exhibit 1 was not marked. We were, however, able to identify the exhibit and correlate it to the ALJ's description of it during the hearing, and we marked and considered the contents of Exhibit 1 when reaching this decision.

Claimant submitted written argument to EAB. However, claimant's argument contained information that was not part of the hearing record, and failed to show that factors or circumstances beyond her reasonable control prevented her from offering the information during the hearing. 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, and considered claimant's argument to the extent it was based on the record.

On *de novo* review of the entire hearing record and pursuant to ORS 657.275(2), the Order under review is **adopted**.

**DECISION:** Order No. 18-UI-112074 is affirmed.

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

**DATE of Service:** July 27, 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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