

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0774**

*Affirmed*  
*Disqualification*

**PROCEDURAL HISTORY:** On June 14, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 123408). Claimant filed a timely request for hearing. On July 26, 2018, ALJ Frank conducted a hearing, and on August 1, 2018 issued Order No. 18-UI-114192, affirming the Department's decision. On August 6, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

**EVIDENTIARY MATTER:** The ALJ wrote in Order No. 18-UI-114192 that no exhibits were offered or admitted into evidence. However, the record shows that the ALJ marked claimant's letter of resignation, offered by the employer, as Exhibit 1 and admitted it at hearing without objection from the parties. Audio Record at 8:16 to 9:02. EAB therefore considered Exhibit 1 when reaching this decision.

EAB reviewed the entire hearing record. On *de novo* review and pursuant to ORS 657.275(2), Order No. 18-UI-114192 is **adopted**.

**DECISION:** Order No. 18-UI-114192 is affirmed.

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

**DATE of Service:** September 6, 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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