

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0841**

*Affirmed*  
*No Redetermination*

**PROCEDURAL HISTORY:** On June 25, 2018, the Oregon Employment Department (the Department) served a wage and potential benefit report determining that claimant did not qualify for unemployment insurance benefits. Claimant filed a timely request for redetermination. On August 6, 2018, ALJ Seideman conducted a hearing, and on August 7, 2018 issued Order 18-UI-114497, affirming the Department's determination. On August 24, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant submitted a written argument that contained information that was not part of the hearing record. Claimant failed to show that factors or circumstances beyond his reasonable control prevented him from offering this new information during the hearing as required by OAR 471-041-0090(2) (October 29, 2006). Claimant also failed to show that the information was relevant to the issues before EAB, also as required by OAR 471-041-0090(2), and EAB cannot discern its relevance. For these reasons, EAB considered only information received into evidence at the hearing when reaching this decision.

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-114497 is affirmed.

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

**DATE of Service:** September 26, 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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