

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0922

Affirmed
Request to Reopen Denied

PROCEDURAL HISTORY: On July 24, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 135846). Claimant filed a timely request for hearing. On August 10, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for August 23, 2018. On August 23, 2018, claimant failed to appear at the hearing, and ALJ Scott issued Order No. 18-UI-115498, dismissing claimant's request for hearing because he failed to appear. On August 27, 2018, claimant filed a request to reopen the hearing. ALJ Kangas considered claimant's request, and on September 5, 2018 issued Order No. 18-UI-116058 denying the request. On September 22, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB considered the entire hearing record and claimant's written argument to the extent it was relevant to the only issue before EAB, whether claimant had good cause for failing to appear at the August 23, 2018 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-116058 is affirmed.

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

DATE of Service: September 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. 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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