

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-0996**

*Affirmed*  
*Request to Reopen Denied*

**PROCEDURAL HISTORY:** On May 25, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was not available for work from April 29, 2018 through May 19, 2018 (decision # 155830). Claimant filed a timely request for hearing. On June 6, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for June 20, 2018. On June 20, 2018, claimant failed to appear at the hearing, and ALJ Frank issued Order No. 18-UI-111680, dismissing claimant's request for hearing because he failed to appear. On August 18, 2018, claimant filed a request to reopen the hearing. ALJ Kangas considered claimant's request, and on September 27, 2018 issued Order No. 18-UI-117337 denying the request. On October 12, 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 based on evidence in the hearing record. *See* ORS 657.275(2) and OAR 471-041-0090 (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-117337 is affirmed.

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

**DATE of Service:** October 23, 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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