

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-1000**

*Affirmed*  
*Request to Reopen Denied*

**PROCEDURAL HISTORY:** On August 16, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was discharged for misconduct (decision # 114659). Claimant filed a timely request for hearing. On August 31, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for September 14, 2018. On September 14, 2018, claimant failed to appear at the hearing, and ALJ Janzen issued Order No. 18-UI-116580, dismissing claimant's request for hearing because he failed to appear. On September 21, 2018, claimant filed a request to reopen the hearing. ALJ Kangas considered claimant's request, and on October 1, 2018 issued Order No. 18-UI-117489 denying the request. On October 15, 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-117489 is affirmed.

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

**DATE of Service: October 19, 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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