

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-1083

Affirmed
Disqualified
Request to Reopen Denied

PROCEDURAL HISTORY: On September 19, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant failed to follow the rules set by the Department's director and was denied benefits for the period of August 19, 2018, through August 25, 2018 (decision # 85010). Claimant filed a timely request for hearing. On October 3, 2018, the Office of Administrative Hearings (OAH) served notice of a hearing scheduled for October 16, 2018. On October 16, 2018, claimant failed to appear at the hearing, and ALJ Wyatt issued Order No. 18-UI-118252, dismissing claimant's request for hearing due to his failure to appear. Claimant filed a timely request to reopen the hearing. On October 30, 2018, ALJ Kangas considered claimant's request, and issued Order No. 18-UI-118908 denying claimant's request. On November 15, 2018, claimant filed an application for review with the Employment Appeals Board (EAB).

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-118908 is affirmed.

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

DATE of Service: November 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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