



Montana Department of LABOR & INDUSTRY

Laura Fix, Chairperson
Ruthanne Hansen, Member
Derek Oestreicher, Member

Board Meeting Agenda, Wednesday December 4, 2024

Important Note: The Board has discretion to conduct its review in person or remotely pursuant to Administrative Rules Montana 24.7.305(2) and has chosen to hold these reviews remotely/via teleconference only.

This meeting is being recorded. Pursuant to *Montana Code Annotated* 2-3-212(1), this is the official audio recording of the Unemployment Insurance Appeal Board Meeting for December 4, 2024 and is the official record of the meeting. As Administrative Assistant to the Board, I keep the meeting minutes, which are open and available to the public by inspection.

[Join Zoom Meeting by telephone](#)

<https://us06web.zoom.us/j/85755677337?pwd=xeqe6gawngcs9jEYcvq0QocLhBF2vs.1>

Meeting ID: 857 5567 7337

Passcode: 14ghdT

One tap mobile

+17193594580,,85755677337#,,,,*849222# US

+12532050468,,85755677337#,,,,*849222# US

Dial by your location

- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 408 638 0968 US (San Jose)
- +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 646 876 9923 US (New York)
- +1 646 931 3860 US
- +1 689 278 1000 US
- 888 475 4499 US Toll-free
- 833 548 0276 US Toll-free
- 833 548 0282 US Toll-free
- 877 853 5257 US Toll-free

Meeting ID: 857 5567 7337

Passcode: 849222

Find your local number: <https://us06web.zoom.us/j/85755677337?pwd=xeqe6gawngcs9jEYcvq0QocLhBF2vs.1>

8:30 A.M.

Call to order-
Staff attorney's comments-
Public comments-
Approval of Minutes-

SCHEDULED REVIEWS

Between 8:30 A.M. to 9:00 A.M.

Case # 741-2023

ISSUE 1: Whether the Appellant had good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* 39-51-2403 and Administrative Rules Montana 24.11.204(19). (564 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant was not seeking work, and was therefore ineligible to receive benefits as provided in *Montana Code Annotated* § 39-51-2104 and Administrative Rules Montana 24.11.452A.

Between 9:00 A.M. to 10:00 A.M.

Case # 00174-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is disqualified to receive benefits due to a failure to apply for or accept suitable work without good cause, as provided in *Montana Code Annotated* § 39-51-2304.

Case # 00175-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is disqualified to receive benefits due to a failure to apply for or accept suitable work without good cause, as provided in *Montana Code Annotated* § 39-51-2304.

Between 10:00 A.M. to 11:00 A.M.

Case # 00233-2025

ISSUE: Whether the Hearing Officer erred in determining that the appellant did not have good cause to extend the 10-day filing deadline as provided in *Montana Code Annotated* § 39-51-2402(3). (11 days late to OAH).

Case # 00244-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302.

Case # 00582-2024

ISSUE 1: Whether the Appellant had good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* 39-51-2403 and Administrative Rules Montana 24.11.204(19). (113 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302.

Between 11:00 A.M. to 12:00 P.M.

Case # 00179-2025

ISSUE: Whether the hearing officer erred in denying appellant's request to postpone a hearing because it was not delayed due to extraordinary circumstances beyond the requesting party's control pursuant to Administrative Rules Montana 24.40.207.

Case # 00211-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. discharged for misconduct, pursuant to *Montana Code Annotated* § 39-51-2303.

Between 1:00 P.M. to 2:00 P.M.

Case # 00229-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. discharged for misconduct, pursuant to *Montana Code Annotated* § 39-51-2303.

Case # 00188-2025

ISSUE 1: Whether the Appellant had good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* 39-51-2403 and Administrative Rules Montana 24.40.101(12). (11 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302.



Case # 00189-2025

ISSUE 1: Whether the Appellant had good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* 39-51-2403 and Administrative Rules Montana 24.40.101(12). (11 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302.

Between 2:00 P.M. to 3:00 P.M.

Case # 00230-2025

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. discharged for misconduct, pursuant to *Montana Code Annotated* § 39-51-2303.

Case # 00235-2025

ISSUE: Whether the Hearing Officer erred in determining that the appellant did not have good cause to extend the 10-day filing deadline as provided in *Montana Code Annotated* § 39-51-2402(3). (36 days late to OAH).