



Here the Employer did not participate in the hearing through no fault of his own. He complied with the notice instructions by registering his contact information. However, when he got the call, it only registered on his phone system visually. His attempt to call back was unsuccessful. It is clear the Employer intended to follow through with the appeals process. The Employer has provided good cause for his nonparticipation. For this reason, the matter will be remanded for another hearing before an administrative law judge so that the Employer may avail himself of his due process right.

We caution the Employer that, barring exceptional circumstances, we will not again excuse a failure to call in a number where the Employer could be reached.

**DECISION:**

The decision of the administrative law judge dated July 23, 2020 is not vacated and remains in force unless and until the Department makes a differing determination pursuant to this remand. This matter is remanded to an administrative law judge in the Workforce Development Center, Appeals Section. The administrative law judge shall conduct a hearing following due notice. After the hearing, the administrative law judge shall issue a decision which provides the parties appeal rights.

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James M. Strohman

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Myron R. Linn

AMG/fnv