

longer. Most appeals will be heard over the telephone. Employers are given a date and time to call a toll free number and are then connected to the hearing officer and the claimant, if the claimant is in attendance.

If an employer has witnesses that they want to attend the hearing, the employer must notify the Appeals Tribunal before the date of the hearing. It is best to do this prior to five days before the hearing. The same is true if an employer has additional information that they want to present at the appeal. Employers will only be allowed to introduce new evidence if the other party has an opportunity to see that evidence prior to the appeal or if the claimant agrees to let the employer present the evidence. Witnesses should have first-hand knowledge of the incident(s) in question. A home office manager that was not directly involved in a situation will not be allowed to present first-hand testimony on a particular situation. The same holds true for third-party representatives.

Appeals can be mailed, faxed or emailed.

Mail

OESC Mail Support
P.O. Box 52006
Oklahoma City, OK 73152-2006

Fax

(405) 962-7524

E-mail

Support@oesc.state.ok.us

When an employer files an appeal, they are mailed a booklet regarding appeal procedures and copies of all documents relating to the determination.

Burden of proof

When an individual is discharged, the burden of proof lies with the employer to show the discharge was for misconduct connected with the work. When an individual quits, the burden of proof lies with that individual to show good cause for quitting.

Non-separation issues

In addition to separation (quit and discharge) issues, there are also a variety of non-separation issues that may result in disqualification. The majority of these do not affect the employer because they are issues raised during the claims process. The employer will only be included as an interested party on issues pertaining to employment if a timely adequate response was received to the OES-617, Notice of Application for Unemployment Compensation.