

EDWARD J. JAMESON

v.

UNEMPLOYMENT INSURANCE COMMISSION

Submitted on Briefs July 18, 2006
Decided August 3, 2006

Panel: SAUFLEY, C.J., and DANA, ALEXANDER, CALKINS, LEVY, and
SILVER, JJ.

MEMORANDUM OF DECISION

Edward J. Jameson appeals from a judgment of the Superior Court (Cumberland County, *Crowley, J.*) on review pursuant to M.R. Civ. P. 80C, affirming the Maine Unemployment Insurance Commission's decision that Jameson was ineligible for benefits because he was discharged for misconduct. 26 M.R.S. § 1193(2) (2005); *see Forbes-Lilley v. Me. Unemployment Ins. Comm'n*, 643 A.2d 377, 379 (Me. 1994). Contrary to Jameson's contentions, the Commission did not violate his due process rights and properly reached its own decision after review of the record as authorized by 26 M.R.S. § 1194(5) (2005); the evidence in the record, including evidence of complaints regarding Jameson

received by his employer in the course of the employer's business, was evidence proper for consideration in the course of the administrative proceeding, 5 M.R.S. § 9057(2) (2005); and the evidence in the record is sufficient to support the Commission's conclusion, *see Forbes-Lilley*, 643 A.2d at 379. Further, on appeal, Jameson failed to meet his burden to demonstrate that the evidence compelled a contrary result or that the Commission's decision was arbitrary or capricious. *See Maddocks v. Unemployment Ins. Comm'n*, 2001 ME 60, ¶ 12, 768 A.2d 1023, 1026.

The entry is:

Judgment affirmed.

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