

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0070

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On August 21, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 74337). On September 10, 2013, decision # 74337 became final without a request for hearing having been filed. On September 11, 2013, claimant filed an untimely request for hearing. On October 8, 2013, ALJ Kangas issued Hearing Decision 13-UI-02169, dismissing claimant's request for hearing as untimely, subject to claimant's "right to renew" the request by submitting a response to the "Appellant Questionnaire" attached to the hearing decision within 14 days of the date the decision was mailed.¹ On October 16, 2013, Office of Administrative Hearings (OAH) received claimant's response. On December 31, 2013, ALJ Sime conducted a hearing, and on January 6, 2014, issued Hearing Decision 14-UI-07825, dismissing claimant's request for hearing. On January 10, 2014, 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 hearing decision under review is **adopted**.

DECISION: Hearing Decision 14-UI-07825 is affirmed.

Susan Rossiter and Tony Corcoran;
D. E. Larson, not participating.

DATE of Service: February 11, 2014

¹ Hearing Decision 13-UI-02169

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 website at <http://courts.oregon.gov/OJD/OSCA/acs/records/AppellateCourtForms.page>.

Note: the above link may be broken due to unannounced changes to the Court of Appeals website, in which case you may contact the Appellate Records at (503) 986-5555.