

**EMPLOYMENT APPEALS BOARD DECISION**  
**2014-EAB-0389**

*Affirmed*  
*Late Request for Hearing Dismissed*

**PROCEDURAL HISTORY:** On August 26, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 113710). On September 16, 2013, decision # 113710 became final without a request for hearing having been filed. On September 18, 2013, claimant filed a request for hearing. On October 10, 2013, ALJ Kangas issued Hearing Decision 14-UI-02286, 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.<sup>1</sup> On October 23, 2013, the Office of Administrative Hearings (OAH) received claimant's response. On October 31, 2013, OAH issued a letter in which it cancelled the order (Hearing Decision 14-UI-02286) dismissing claimant's hearing request. On February 13, 2014, OAH issued notice of a hearing scheduled for March 3, 2014 at 9:30 a.m. On March 3, 2014, ALJ Sime conducted a hearing at which claimant appeared and testified, and on March 6, 2014, issued Hearing Decision 14-UI-11827, dismissing claimant's late request for hearing. On March 11, 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-11827 is affirmed.

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

**DATE of Service:** March 17, 2014

<sup>1</sup> Hearing Decision 14-UI-02286.

**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.