

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0422

Affirmed
No Disqualification

PROCEDURAL HISTORY: On December 2, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work with good cause (decision # 140902). On December 23, 2013, decision # 140902 became final without a request for hearing having been filed. On December 27, 2013, the employer filed an untimely request for hearing. On January 17, 2014, ALJ Kangas issued Hearing Decision 14-UI-08744, dismissing the employer's request for hearing as untimely, subject to the employer'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 January 31, 2014, The Office of Administrative Hearings (OAH) received the employer's response. On February 26, 2014 ALJ Kangas reviewed the employer's response and issued Hearing Decision 14-UI-11163, dismissing the employer's request for hearing. On March 18, 2014, the employer 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-11163 is affirmed.

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

DATE of Service: March 20, 2014

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,

¹ Hearing Decision 14-UI-08744

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.