

EMPLOYMENT APPEALS BOARD DECISION
2014-EAB-0578

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On December 12, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding the employer discharged claimant for misconduct (decision # 113636). On January 2, 2014, decision # 113636 became final without a request for hearing having been filed. On January 16, 2014, claimant filed a late request for hearing. On March 17, 2014, the Office of Administrative Hearings (OAH) issued notice of a hearing scheduled for April 3, 2014 at 8:15 a.m. On April 3, 2014, ALJ Sime conducted a hearing and issued Hearing Decision 14-UI-14206, dismissing claimant's late request for hearing. On April 5, 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-14206 is affirmed.

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

DATE of Service: April 17, 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, 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.