

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0740

Affirmed
Disqualification

PROCEDURAL HISTORY: PROCEDURAL HISTORY: On January 21, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was not available for work from January 5, 2014 to January 11, 2014 (decision # 161808). On February 10, 2014, decision #161808 became final without a request for hearing having been filed. On March 3, 2014, claimant filed an untimely request for hearing. On March 17, 2014, ALJ Kangas issued Hearing Decision 14-UI-12661, 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 March 26, 2014, the Office of Administrative Hearings (OAH) received claimant's response. On April 23, 2014, ALJ Kangas reviewed claimant's response and issued Hearing Decision 14-UI-15798, dismissing claimant's request for hearing. On May 2, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB considered claimant's written argument to the extent it was relevant and based on the hearing record.

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-15798 is affirmed.

Susan Rossiter and Tony Corcoran;
D. E. Larson and J. S. Cromwell, *pro tempore*, not participating.

DATE of Service: May 7, 2014

¹ Hearing Decision 14-UI-12661.

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.