

**EMPLOYMENT APPEALS BOARD DECISION**  
**2014-EAB-1328**

*Affirmed*  
*Late Request for Hearing Dismissed*

**PROCEDURAL HISTORY:** On December 3, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 133519). On December 23, 2013, decision # 133519 became final without a request for hearing having been filed. On May 21, 2014, claimant filed a request for hearing. On May 29, 2014, ALJ Kangas issued Hearing Decision 14-UI-18588, 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 June 13, 2014, the Office of Administrative Hearings (OAH) received claimant's response. On July 9, 2014, OAH issued a letter entitled, "Cancellation of Hearing Decision." On July 10, 2014, OAH issued notice of a hearing scheduled for July 24, 2014 at 8:15 a.m.

On July 24, 2014, ALJ Triana conducted a hearing at which claimant appeared and testified, and on July 25, 2014, issued Hearing Decision 14-UI-22251, re-dismissing claimant's late request for hearing. On August 7, 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-21484 is affirmed.

Susan Rossiter and Tony Corcoran;  
J. S. Cromwell, not participating.

**DATE of Service:** August 19, 2014

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<sup>1</sup> Hearing Decision 14-UI-18588.

**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 [court.oregon.gov](http://court.oregon.gov). Once on the website, click on the blue tab for “Materials and Resources.” On the next screen, click on the tab that reads “Appellate Case Info.” On the next screen, select “Appellate Court Forms” from the left panel. On the next page, select the forms and instructions for the type of Petition for Judicial Review that you want to file.

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