

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-0452

Affirmed
Late Request to Reopen Denied
Disqualification

PROCEDURAL HISTORY: On January 15, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 161316). Claimant filed a timely request for hearing. On February 13, 2015, the Office of Administrative Hearings (OAH) issued a notice of hearing scheduled for February 27, 2015 at 8:15 a.m. Claimant did not appear at the hearing. On February 27, 2015, ALJ M. Davis issued Hearing Decision 15-UI-34271, dismissing claimant's request for hearing for failure to appear. On March 19, 2015, Hearing Decision 15-UI-34271 became final without a request to reopen or an application for review with the Employment Appeals Board (EAB) having been filed. On March 23, 2015, claimant filed a late request to reopen with OAH. On April 8, 2015, ALJ Kangas reviewed claimant's request and issued Hearing Decision 15-UI-36495, denying claimant's late request to reopen her hearing. On April 21, 2015, claimant filed an application for review of Hearing Decision 15-UI-36495 with the 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 15-UI-36495 is affirmed. Hearing Decision 15-UI-34271 remains undisturbed.

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

DATE of Service: April 23, 2015

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 Court of Appeals website at courts.oregon.gov. Once on the website, use the 'search' function to search for 'petition for judicial review employment appeals board'. A link to the forms and information will be among the search results.

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