

**EMPLOYMENT APPEALS BOARD DECISION**  
**2015-EAB-1084**

*Affirmed*  
*Late Request to Reopen Denied*

**PROCEDURAL HISTORY:** On May 20, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was discharged for misconduct (decision # 91600). Claimant filed a timely request for hearing. On June 3, 2015, the Office of Administrative Hearings (OAH) mailed notice of a hearing scheduled for June 17, 2015, at which claimant failed to appear. On June 17, 2015, ALJ Clink issued Hearing Decision 2015-UI-40178, dismissing claimant's request for hearing for failure to appear. On July 7, 2015, Hearing Decision 2015-UI-40178 became final without an application for review or request to reopen having been filed. On August 26, 2015, claimant filed a late request to reopen. On September 2, 2015, ALJ Kangas issued Hearing Decision 15-UI-43843, denying claimant's late request to reopen. On September 9, 2015, 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 15-UI-43843 is affirmed.

Susan Rossiter and J. S. Cromwell

**DATE of Service:** September 17, 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](http://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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