

**EMPLOYMENT APPEALS BOARD DECISION**  
**2015-EAB-1171**

*Affirmed*  
*Late Request for Hearing Dismissed*  
*Ineligible Weeks 16-15 through 19-15*

**PROCEDURAL HISTORY:** On June 22, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision (decision # 81957) concluding that claimant did not actively seek work from April 19 through May 16, 2015 (weeks 16-15 through 19-15). On July 13, 2015, decision # 81957 became final without a request for hearing having been filed. On August 6, 2015, claimant filed an untimely hearing request. On August 20, 2015, ALJ Kangas issued Hearing Decision 15-UI-43296, dismissing claimant's hearing request subject to his right to renew the request by responding to an appellant questionnaire within 14 days. Claimant timely responded to the appellant questionnaire. On September 21, 2015, ALJ Kangas issued Hearing Decision 15-UI-44583, re-dismissing claimant's request for hearing as untimely. On September 29, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire record in this case. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

**DECISION:** Hearing Decision 15-UI-44583 is affirmed.

Susan Rossiter and J. S. Cromwell

**DATE of Service: October 6, 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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