

EMPLOYMENT APPEALS BOARD DECISION
2015-EAB-1355

Affirmed
Late Request For Hearing Dismissed

PROCEDURAL HISTORY: On September 23, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was discharged for committing a disqualifying act (decision # 115259). On October 13, 2015, decision # 115259 became final without a timely request for hearing having been filed. On October 14, 2015, claimant filed a late request for hearing on decision # 115259. On October 26, 2015, ALJ Kangas issued Hearing Decision # 15-UI-46546, dismissing claimant's late request for hearing subject to his right to renew the request by responding to an appellant questionnaire by November 9, 2015. On November 9, 2015, the Office of Administrative Hearings (OAH) received claimant's response. On November 12, 105, ALJ Kangas reviewed claimant's response and issued Hearing Decision 15-UI-47524, re-dismissing claimant's late request for hearing. On November 16, 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-47524 is affirmed.

Susan Rossiter and J. S. Cromwell

DATE of Service: November 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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