

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0251

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On January 12, 2016, the Oregon Employment Department (the Department) served notice of a wage and potential benefit report. On January 22, 2016 that decision became final without a request for hearing having been filed. On January 26, 2016, claimant filed an untimely request for hearing. On February 3, 2016, ALJ Kangas issued Hearing Decision 16-UI-52225, dismissing claimant hearing request, subject to claimant's right to renew the request by responding to an appellant questionnaire within 14 days. Claimant timely responded to the appellant questionnaire. On February 29, 2016, ALJ Kangas issued Hearing Decision 16-UI-53977, re-dismissing claimant's late request for hearing. On March 4, 2016, 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 16-UI-53977 is affirmed.

Susan Rossiter and D. P. Hettle;
J. S. Cromwell, not participating.

DATE of Service: March 11, 2016

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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