

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0316

Affirmed
Late Request for Hearing Denied

PROCEDURAL HISTORY: On April 16, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision (decision # 194557) assessing a \$4,008 overpayment, a \$1,202.40 monetary penalty and 52 penalty weeks. On May 6, 2014, decision # 194557 became final without a request for hearing having been filed. On March 7, 2016, claimant filed an untimely request for hearing. On March 14, 2016, ALJ Kangas issued Hearing Decision 16-UI-54939, dismissing claimant's request for hearing as untimely. On March 18, 2016, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB considered claimant's written argument to the extent it was relevant.

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-54939 is affirmed.

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

DATE of Service: March 30, 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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