

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0883

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On June 13, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was not available for work from May 22, 2016 to June 4, 2016 (decision # 102834). On July 5, 2016, decision # 102834 became final without a request for hearing having been filed. On July 6, 2016, claimant filed a late request for hearing. On July 11, 2016, ALJ Kangas issued Hearing Decision 16-UI-63486, dismissing claimant's hearing request subject to the right to renew the request by responding to an appellant questionnaire by July 25, 2016. On July 14, 2016, claimant responded to the appellant questionnaire. On July 21, 2016, ALJ Kangas reviewed claimant's response and issued Hearing Decision 16-UI-64241, re-dismissing claimant's late request for hearing. On July 29, 2016, claimant filed a timely 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 16-UI-64241 is affirmed.

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

DATE of Service: August 4, 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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