

**EMPLOYMENT APPEALS BOARD DECISION**  
**2016-EAB-0899**

*Affirmed*  
*Requests to Reopen Denied*

**PROCEDURAL HISTORY:** On April 8, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant voluntarily left work without good cause (decision # 73632). On April 28, 2016, decision # 73632 became final without a request for hearing having been filed. On May 24, 2016, the Department served notice of an administrative decision (decision # 134847) assessing a \$685 overpayment. On June 7, 2016, claimant filed a timely request for hearing on decision # 134847 and an untimely request for hearing on decision # 73632. On June 14, 2016, the Office of Administrative Hearing (OAH) issued notice of hearing scheduled for June 28, 2016. On June 28, 2016, ALJ Menegat issued Hearing Decisions 16-UI-64639 and 16-UI-62709, dismissing claimant's hearing requests due to claimant's failure to appear at the hearing. Claimant filed untimely requests to reopen. On July 28, 2016, ALJ Kangas issued Hearing Decisions 16-UI-64639 and 16-UI-64649 dismissing claimant's requests to reopen as untimely without good cause. On August 2, 2016, claimant filed applications for review with the Employment Appeals Board (EAB).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Hearing Decisions 16-UI-64639 and 16-UI-64649. For case-tracking purposes, this decision is being issued in duplicate (EAB Decisions 2016-EAB-0899 and 2016-EAB-0900).

EAB reviewed the entire hearing records in these cases. On *de novo* review and pursuant to ORS 657.275(2), the hearing decisions under review are **adopted**.

**DECISION:** Hearing Decisions 16-UI-64649 and 16-UI-64639 are affirmed.

Susan Rossiter and D. P. Hettle;  
J. S. Cromwell, 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](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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