

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0994

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On June 23, 2016, the Oregon Employment Department (the Department) served notice of administrative decision #133613 that concluded that claimant voluntarily left work without good cause, and decision # 135715 that concluded that claimant was not available for work from May 8 through June 18, 2016 (weeks 19-16 through 24-18). On July 13, 2016, both decisions became final without a request for hearing having been filed. On August 8, 2016, claimant filed requests for hearing on both decisions. On August 10, 2016, ALJ Kangas issued Hearing Decision 16-UI-65354, dismissing claimant's request for hearing on decision # 135715 as untimely, and Hearing Decision 16-UI-65356, dismissing claimant's request for hearing on decision # 133613 as untimely. Both hearing decisions were subject to claimant's right to renew his hearing requests by responding to appellant questionnaires within 14 days. Claimant did not respond to the appellant questionnaires. On August 29, 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-65354 and 16-UI-65356. For case-tracking purposes, this decision is being issued in duplicate (EAB Decisions 2016-EAB-0993 and 2016-EAB-0994).

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

DECISION: Hearing Decision 16-UI-65354 is affirmed.

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

DATE of Service: September 13, 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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