

**EMPLOYMENT APPEALS BOARD DECISION**  
**2016-EAB-1093**

*Affirmed*  
*Late Request for Hearing Dismissed*

**PROCEDURAL HISTORY:** On June 10, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant voluntarily left work without good cause (decision # 103845). On June 30, 2016, decision # 103845 became final without a request for hearing having been filed. On July 27, 2016, claimant filed an untimely hearing request. On August 3, 2016, ALJ Kangas issued Hearing Decision 16-UI-64930, dismissing claimant's hearing request as untimely, 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. By letter dated August 16, 2016, the Office of Administrative Hearings cancelled hearing Decision 16-UI-64930. On September 1, 2016, ALJ Shoemake conducted a hearing, and on September 8, 2016, issued Hearing Decision 16-UI-67134, re-dismissing claimant's hearing request as untimely. On September 20, 2016, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing 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-67134 is affirmed.

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

**DATE of Service:** September 27, 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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