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State of Oregon
Employment Appeals Board
875 Union St. N.E.
Salem, OR 97311

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EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-0023

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On November 4, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant quit working for the employer without good cause (decision # 71553). On November 28, 2016, decision # 71553 became final without claimant having filed a request for hearing. On December 1, 2016, claimant filed a late request for hearing. On December 5, 2016, ALJ Kangas issued Hearing Decision 16-UI-72281, dismissing claimant's late request for hearing subject to his right to renew the request by responding to an appellant questionnaire by December 19, 2016. On December 15, 2016 claimant filed a response to the appellant questionnaire, in which he provided no explanation for failing to file a timely request for hearing on decision # 71553. On December 20, 2016, ALJ Kangas issued Hearing Decision 16-UI-73277, re-dismissing claimant's request for hearing as untimely without a showing of good cause. On January 5, 2017, claimant filed an application for review of Hearing Decision 16-UI-73277 with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record and claimant's written argument. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**.

DECISION: Hearing Decision 16-UI-73277 is affirmed.

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

DATE of Service: January 9, 2017

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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