

**EMPLOYMENT APPEALS BOARD DECISION**  
**2017-EAB-0554**

*Affirmed*  
*Late Request for Hearing Dismissed*  
*Ineligible Week 03-17*

**PROCEDURAL HISTORY:** On February 13, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant did not actively seek work during the week including January 15 through January 21, 2017 (week 03-17) and was ineligible for benefits (decision # 143208). On March 6, 2017, decision # 143208 became final without claimant having filed a timely request for hearing. On March 21, 2017, claimant filed a late request for hearing by phone. On March 27, 2017, ALJ Kangas issued Hearing Decision 17-UI-79690, dismissing claimant's late request for hearing subject to his right to renew the request by responding to an appellant questionnaire by April 10, 2017. On April 8, 2017, claimant filed a timely response to the appellant questionnaire. ALJ Kangas considered the response, and on April 26, 2017, issued Hearing Decision 17-UI-81871, re-dismissing claimant's request for hearing as untimely without good cause. On May 6, 2017, claimant filed an application for review of Hearing Decision 17-UI-81871 with the Employment Appeals Board (EAB).

EAB reviewed the entire hearing record. On *de novo* review and pursuant to ORS 657.275(2), the final order of dismissal under review is **adopted**.

**DECISION:** Hearing Decision 17-UI-81871 is affirmed.

**DATE of Service:** May 30, 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](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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