

EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-0892

Affirmed
Requests to Reopen Denied

PROCEDURAL HISTORY: On February 27, 2017, the Oregon Employment Department (the Department) served notice of three administrative decisions concluding claimant did not file his claims for the weeks from December 11 through December 31, 2016 (decision # 124358), from January 15 through January 21, 2017 (decision # 125241), and from February 5 through 11, 2017 (decision # 130058) within the required time limits prescribed by the Department's rules. Claimant filed timely requests for hearing for all three decisions. On June 1, 2017, the Office of Administrative Hearings (OAH) issued notices of hearings for all three decisions scheduled for June 15, 2017. On June 15, 2017, claimant failed to appear for the hearings. On June 16, 2017, ALJ Wyatt issued Hearing Decision 17-UI-85856, dismissing claimant's request for hearing on decision # 124358 for failure to appear, Hearing Decision 17-UI-85855, dismissing claimant's request for hearing on decision # 125241 for failure to appear, and Hearing Decision 17-UI-85852, dismissing claimant's request for hearing on decision # 130058 for failure to appear. On July 6, 2017, all three decisions became final without requests for reopening or applications for review having been filed. On July 7, 2017, claimant filed untimely requests to reopen. On July 12, 2017, ALJ Kangas issued Hearing Decision 17-UI-87777, dismissing claimant's request to reopen the hearing on decision # 124358, Hearing Decision 17-UI-87775, dismissing claimant's request to reopen the hearing on decision # 125241, and Hearing Decision 17-UI-87776, dismissing claimant's request to reopen the hearing on decision # 130058. On July 24, 2017, 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 17-UI-87777, 17-UI-87775 and 17-UI-87776. For case-tracking purposes, this decision is being issued in triplicate as EAB Decisions 2017-EAB-0894, 2017-EAB-0893 and 2017-EAB-0892.

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

DECISION: Hearing Decisions 17-UI-87777, 17-UI-87775 and 17-UI-87776 are affirmed.

Susan Rossiter and J. S. Cromwell;

D. P. Hettle, not participating.

DATE of Service: August 14, 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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