

EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-1002

Affirmed
Late Request for Hearing Denied

PROCEDURAL HISTORY: On May 23, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work for the employer without good cause (decision # 115939). On June 12, 2017, decision # 115939 became final without claimant having filed a request for hearing. On July 19, 2017, claimant filed an untimely request for hearing. On July 24, 2017, ALJ Kangas issued Hearing Decision 17-UI-88709, dismissing claimant's request for hearing as untimely, subject to claimant's right to renew that request by completing and filing the Appellant Questionnaire enclosed with that decision within 14 days after the mailing of the decision. On August 2, 2017, claimant filed a completed Appellant Questionnaire. On August 9, 2017, after reviewing the Appellant Questionnaire, ALJ Kangas issued Hearing Decision 17-UI-89926, re-dismissing claimant's request for hearing as untimely without a showing of good cause. On August 17, 2017, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB considered claimant's written argument when reaching this decision.

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

DECISION: Hearing Decision 17-UI-89926 is affirmed.

J. S. Cromwell and D. P. Hettle.

DATE of Service: September 11, 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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