

EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-1384

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On July 24, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was not eligible for benefits from July 2, 2017 to July 8, 2017 because she did not participate in a Reemployment and Eligibility Assessment. On August 14, 2017, that decision became final without claimant having filed a timely request for hearing. On September 11, 2017, claimant filed a late request for hearing. On September 13, 2017, ALJ Kangas issued Hearing Decision 17-UI-92500, dismissing claimant's late request for hearing subject to her right to renew the request by responding to an appellant questionnaire by September 27, 2017. On September 25, 2017, claimant responded to the questionnaire. On October 4, 2017, the Office of Administrative Hearings (OAH) mailed a letter stating that Hearing Decision 17-UI-92500 was canceled. On October 10, 2017, OAH mailed notice of a hearing scheduled for October 24, 2017. On October 24, 2017, ALJ Murdock conducted a hearing, and on November 9, 2017 issued Hearing Decision 17-UI-96598, re-dismissing claimant's late request for hearing. On November 27, 2017, claimant filed an application for review of Hearing Decision 17-UI-96598 with the Employment Appeals Board (EAB).

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-96598 is affirmed.

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

DATE of Service: December 4, 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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