

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0177

Affirmed
Late Request for Hearing Dismissed

PROCEDURAL HISTORY: On December 11, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant did not actively seek work from November 19, 2017 to December 2, 2017 (decision # 95615). On January 2, 2018, decision # 95615 became final without claimant having filed a timely request for hearing. On January 29, 2018, claimant filed a late request for hearing. On February 1, 2018, ALJ Kangas reviewed claimant's request and issued Hearing Decision 18-UI-102295, dismissing claimant's late request for hearing subject to his right to renew the request by responding to an appellant questionnaire by February 15, 2018. On February 6, 2018, claimant responded to the questionnaire. On February 14, 2018, ALJ Kangas reviewed claimant's response and issued Hearing Decision 18-UI-103237, re-dismissing claimant's late request for hearing. On February 20, 2018, claimant filed an application for review 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 18-UI-103237 is affirmed.

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

DATE of Service: February 23, 2018

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.

Please help us improve our service by completing an online customer service survey. To complete the survey, please go to <https://www.surveymonkey.com/s/5WQXNJH>. If you are unable to complete the survey online and wish to have a paper copy of the survey, please contact our office.