

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0777

Affirmed ~ Confirmada
Late Request for Hearing Dismissed ~ Petición Tardía para Audiencia Negada

PROCEDURAL HISTORY: On May 17, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work with good cause (decision # 150610). On June 6, 2018, decision # 150610 became final without the employer having filed a timely request for hearing. On June 7, 2018, the employer filed a late request for hearing. On June 11, 2018, ALJ Kangas issued Order No. 18-UI-111072, dismissing the employer's late request for hearing subject to the employer's right to renew the request by responding to an appellant questionnaire by June 25, 2018. On June 22, 2018, the employer responded to the questionnaire. On June 25, 2018, the Office of Administrative Hearings (OAH) mailed a letter stating that Order No. 18-UI-111072 was canceled. On July 17, 2018, ALJ Wyatt conducted a hearing, and on July 20, 2018 issued Order No. 18-UI-113557, dismissing the employer's late request for hearing. On August 9, 2018, the employer 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 Order under review is **adopted**.

DECISION: Order No. 18-UI-113557 is affirmed. *Decisión de la Audiencia 18-UI-113557 queda confirmada.*

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

DATE of Service: August 27, 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.

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NOTA: Usted puede apelar esta decisión presentando una solicitud de revisión judicial ante la Corte de Apelaciones de Oregon (Oregon Court of Appeals) dentro de los 30 días siguientes a la fecha de notificación indicada arriba. Ver ORS 657.282. Para obtener formularios e información, puede escribir a la Corte de Apelaciones de Oregon, Sección de Registros (Oregon Court of Appeals/Records Section), 1163 State Street, Salem, Oregon 97310 o visite el sitio web en courts.oregon.gov. En este sitio web, hay información disponible en español.

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