

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0859

Affirmed
Late Requests for Hearing Dismissed

PROCEDURAL HISTORY: On May 16, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left work without good cause (decision # 145246). On May 17, 2018, the Department served notice of another decision, based in part upon decision # 145246, assessing a \$12,864 overpayment, \$1,929.60 monetary penalty, and 52 penalty weeks (decision # 193863). On June 5, 2018, decision # 145246 became final without claimant having filed a timely request for hearing; on June 6, 2018, decision # 193863 became final. On August 13, 2018, claimant filed late requests for hearing on both decisions. On August 15, 2018, ALJ Kangas issued Order No. 18-UI-114994, dismissing claimant's request for hearing on decision # 145246, and Order No. 18-UI-114995, dismissing claimant's request for hearing on decision # 193863, both subject to claimant's right to renew his late requests for hearing by responding to appellant questionnaires no later than August 29, 2018. Claimant did not respond to the appellant questionnaires. On September 4, 2018, claimant filed applications for review of Order Nos. 18-UI-114994 and 18-UI-114995 with the Employment Appeals Board (EAB).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Order Nos. 18-UI-114994 and 18-UI-114995. For case-tracking purposes, this decision is being issued in duplicate (EAB Decisions 2018-EAB-0859 and 2018-EAB-0860).

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

DECISION: Order Nos. 18-UI-114994 and 18-UI-114995 are affirmed.

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

DATE of Service: September 14, 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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