

**EMPLOYMENT APPEALS BOARD DECISION**  
**2018-EAB-1016**

*Affirmed – Confirmada*  
*Late Requests for Hearings Dismissed – Petición para Audiencia Negada*

**PROCEDURAL HISTORY:** On September 6, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant did not actively seek work from August 5, 2018 through August 11, 2018 (decision # 131645). On September 26, 2018, decision # 131645 became final without claimant having filed a timely request for hearing. On September 28, 2018, claimant filed a late request for hearing. On October 4, 2018, ALJ Kangas issued Order No. 18-UI-117668, dismissing claimant’s request for hearing subject to his right to renew the request by responding to an appellant questionnaire by October 18, 2018. On October 16, 2018, claimant filed a timely response to the appellant questionnaire. ALJ Kangas considered claimant’s response, and October 22, 2018 issued Order No. 18-UI-118533, canceling Order No. 18-UI-117668 and re-dismissing claimant’s late request for hearing as without good cause. On October 24, 2018, claimant filed a timely application for review of Order No. 18-UI-118533 with the Employment Appeals Board (EAB).

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

**DECISION:** Order No. 18-UI-118533 is affirmed.  
*La Orden de la Audiencia 18-UI-118533 queda confirmada.*

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

**DATE of Service: October 26, 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](http://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](http://courts.oregon.gov). En este sitio web, hay información disponible en español.*

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