

STATE OF MICHIGAN  
UNEMPLOYMENT INSURANCE APPEALS COMMISSION

In the Matter of

[REDACTED]

[REDACTED] 25-003105

Claimant,

[REDACTED]

[REDACTED]

Employer.

ORDER DISMISSING FOR LACK OF JURISDICTION APPEAL FROM ALJ DECISION

This case is before the Unemployment Insurance Appeals Commission (Commission) on the claimant's late appeal from an Administrative Law Judge's (ALJ) decision mailed July 7, 2025. Under the Michigan Employment Security Act, MCL 421.33(2), the Commission has jurisdiction to consider only timely appeals. A timely appeal is one received by the Commission within 30 days of the date the ALJ's decision was mailed. Section 33(2). In this case the appeal was due on August 6, 2025, and was received October 23, 2025. Because the appeal was received after the 30-day period, the Commission has no jurisdiction to consider the merits of the claimant's appeal.

If the claimant has reason to believe this appeal was not late, the claimant should submit a written APPLICATION FOR REHEARING ADDRESSED TO THE COMMISSION explaining why the claimant believes the appeal was timely. The claimant should attach any supporting documentation. For example, the claimant may have a certified mail receipt that shows an appeal was delivered to the Commission by the 30-day deadline. An application for rehearing must be RECEIVED by the deadline indicated at the end of this Order.

ALTERNATIVELY, although the Commission received the claimant's appeal after the 30-day appeal period, the claimant may still request a REOPENING BY THE ALJ as provided by Section 33 of the Act. Under MCL 421.33(1), an "administrative law judge may, **for good cause**, reopen and review a prior decision and issue a new decision after the 30-day appeal period has expired." (Emphasis added.)

Mich Admin Code, R 792.11402(1)(d) defines good cause as follows:

"Good cause" includes, but is not limited to, any of the following:

- (i) Newly discovered material evidence that, through no fault of the party, had not previously been available to the party.
- (ii) A legitimate inability to act sooner.

- (iii) A failure to receive a reasonable and timely notice, order, or decision through no fault of the party.
- (iv) Untimely delivery of a protest, appeal, or an agency document by a business or governmental agency entrusted with delivery of mail.
- (v) Relying on incorrect information from the agency, administrative law judge, the hearing system or the [Unemployment Insurance Appeals Commission].

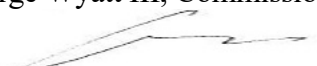
Finally, under MCL 421.33 and Rule 792.11415 a REOPENING REQUEST MUST BE RECEIVED BY THE ALJ within one year of the mailing date of the ALJ's decision was mailed. In this case, the one-year deadline expires on July 7, 2026.

If a party requests reopening and it is denied by the ALJ, the party may appeal the reopening denial to the Commission under Mich Admin Code, R 792.11418. The appeal must be received by the Commission within 30 days of the mailing date of the ALJ's order denying reopening.

IT IS THEREFORE ORDERED that the claimant's late appeal to the Commission is DISMISSED.



George Wyatt III, Commissioner



Mikhail Albuseiri, Commissioner



William J. Runco, Commissioner

MAILED AT LANSING, MICHIGAN December 23, 2025

This decision shall be final unless EITHER (1) the Unemployment Insurance Appeals Commission RECEIVES a written request for rehearing on or before the deadline, OR (2) the appropriate circuit court RECEIVES an appeal on or before the deadline. The deadline is:

**TO PROTECT YOUR RIGHTS, YOU MUST BE ON TIME. January 22, 2026**