

Attached is a decision of the Unemployment Insurance Appeals Commission (Commission). This decision **WILL BECOME FINAL** unless further action is taken by you. It is important that you pay attention to all filing deadlines. The mailed date and the filing deadline can be found at the bottom of the last page of the Commission decision.

The Michigan Employment Security Act (The Act) provides three separate options for seeking relief from decisions or final orders of the Commission.

## **1. APPEALS TO CIRCUIT COURT**

You may appeal a final order or decision of the Commission to Circuit Court within **30 days** after the mailed date of the decision.

An appeal of a final decision to Circuit Court can be filed in the county in which the claimant resides or the circuit court of the county in which the claimant's place of employment is or was located, or, if a claimant is not a party to the case, the circuit court of the county in which the employer's principal place of business in this state is located. Application for review shall be made within 30 days after mailing a copy of the order or decision by any method permissible under the rules and practices of the circuit courts of this state. **Circuit court claims of appeal are to be filed with the clerk of the appropriate circuit court.**

## **2. REHEARING**

You may file for rehearing with the Commission within **30 days** after the mailed date of the decision. A party requesting a rehearing shall serve the request on all other parties at the time of filing with the Commission.

The Act provides that the Commission may, either upon application by an interested party for rehearing or on its own motion, proceed to rehear, affirm, modify, set aside, or reverse a prior decision on the basis of the evidence previously submitted or on the basis of additional evidence. An application for rehearing must be submitted within **30 days** of the mailed date by personal service, postal delivery, electronic delivery, or facsimile transmission to the contact information shown at the bottom of the page.

## **3. REOPENING**

You may file for reopening with the Commission **after** the 30-day appeal period expires but within 1 year after the date of mailing.

The Act provides that the Commission may, for good cause, reopen and review a prior decision and issue a new decision **after** the 30-day appeal period has expired, but a review shall not be made unless the request is filed with the Commission, or review is initiated by the Commission with notice to the interested parties, within 1 year after the date of mailing of the prior decision. A request for reopening must be submitted by personal service, postal delivery, electronic delivery, or facsimile transmission to the contact information shown at the bottom of this page.

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STATE OF MICHIGAN  
DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY  
UNEMPLOYMENT INSURANCE APPEALS COMMISSION  
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STATE OF MICHIGAN  
UNEMPLOYMENT INSURANCE APPEALS COMMISSION

In the Matter of

[REDACTED]

Appeal Docket No.: [REDACTED] 25-002898

Claimant,

UIA Case No.: [REDACTED]

[REDACTED]

Employer.

**DECISION OF UNEMPLOYMENT INSURANCE APPEALS COMMISSION**

This case is before the Unemployment Insurance Appeals Commission (Commission) on the Unemployment Insurance Agency's (Agency) timely appeal of an Administrative Law Judge's (ALJ) Decision issued September 15, 2025. The ALJ's decision reversed an August 22, 2025 Agency redetermination and held the claimant not ineligible from receiving benefits pursuant to the reporting provision, Section 28(1)(a), of the Michigan Employment Security Act (Act).

After reviewing the record, we find the ALJ's decision must be reversed. Our reasons are as follows.

Section 28(1)(a) of the Act provides, in pertinent part:

(1) An unemployed individual is eligible to receive benefits with respect to any week only if the unemployment agency finds all of the following:

(a) The individual registered for work pursuant to subsection (10) after the individual applied for benefits and within the time period prescribed by the unemployment agency, **has continued to report pursuant to unemployment agency rules**, and is actively engaged in seeking work....

[Emphasis added.]

Mich Admin Code, R 421.210 provides, in pertinent part:

(2) As used in this rule:

(e) "Good cause for late filing of a new, additional, or reopened claim" and "good cause for late reporting to file a continued claim" means that there is a justifiable reason, determined in accordance with a standard of conduct expected of an individual acting as a reasonable person in the light of all the circumstances, that prevented a timely filing or reporting to file as required by this rule. Examples of justifiable reasons that the agency may consider as constituting good cause include any of the following:

(i) Acts of God.

- (ii) Working or reliance on a promise of work that did not materialize.
- (iii) Closing of agency offices, or the failure of the agency's telephonic or electronic equipment, during scheduled hours of operation.
- (iv) Delay or interruption in the delivery of mail or the delay or interruption of information by telephonic or other means by a business or governmental agency entrusted with the delivery of mail or of messages by telephonic or other means.
- (v) Personal physical incapacity or the physical incapacity or death of a relative or ward of either the individual or the individual's spouse or of any person living in the same household as the individual claiming benefits.
- (vi) Attendance at a funeral.
- (vii) Incarceration.
- (viii) Jury duty.

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(g) "Reopened claim" means a claim filed by an individual to reestablish eligibility for benefits after an interruption in the claim series during an existing benefit year for a reason other than employment that is caused by a period of nonreporting.

(3) An individual shall file a new, additional, or reopened claim or shall report to file a continued claim as directed by the agency.

(4) To be filed on time and effective as of the beginning of the individual's first week of unemployment, a new or additional claim shall be received by the agency, in a manner prescribed by the agency, not later than the Friday after the end of the week containing the individual's last day of work. A reopened claim is effective as of the beginning of the week in which it is received by the agency.

(5) To be filed on time and effective for each week for which the individual is reporting to file, a continued claim shall be received by the agency, in a manner prescribed by the agency, not later than the Friday after the end of the last week of the period for which the claimant is instructed to report and has continued to report in a claim series. If an individual does not file a continued claim in a timely manner in accordance with this subrule, and if the filing is untimely without good cause, then the claim filed by the individual is a reopened claim.

(6) If an individual does not file a new, additional, or reopened claim as prescribed in subrules (4) and (5) of this rule, but files the new, additional, or reopened claim not later than the fourteenth calendar day after the time limits prescribed in subrules (4) and (5) of this rule, then the new, additional, or reopened claim is considered filed on time if the claimant has good cause for the lateness of the filing. If the claimant does not have good cause for the lateness of the filing, then the new, additional, or reopened claim is effective beginning with the week in which it is filed.

(7) **If an individual does not report to file a continued claim within the time limits prescribed in subrules (4) and (5) of this rule, but reports to file the continued claim not later than the fourteenth calendar day after the time limits prescribed in subrules (4) and (5) of this rule, then the individual is considered to have reported on time to file the continued claim if the individual has good cause for the lateness of the reporting to file the continued claim.** If the individual does not have good cause for the lateness of the reporting to file the continued claim, then the reporting to file the continued claim is a reopened claim.

[Emphasis added.]

The claimant has the burden of proving eligibility for unemployment benefits. *Dwyer v UCC*, 321 Mich 178, 187; 32 NW2d 434 (1948).

Under Section 28(1)(a) of the Act, to be eligible for benefits, a claimant is required to report as directed by the Agency. If a claimant fails to timely certify a claim, he or she must demonstrate good cause for the late certification.

The claimant testified to failing to carefully read and absorb the monetary determination in its entirety.

Accordingly, we find that the claimant has not established good cause for late certification.

Based on the foregoing, we find that the ALJ's decision should be reversed, and the claimant held ineligible for benefits under the reporting (certifying) provision of the Act, Section 28(1)(a), from July 27, 2025 through August 9, 2025.

Therefore,

IT IS ORDERED that the ALJ's decision is hereby REVERSED.

The claimant is ineligible for benefits under Section 28(1)(a) of the Act from July 27, 2025 through August 9, 2025.

This matter is referred to the Agency for action consistent with this decision.

*Alejandra Del Pino*

Alejandra Del Pino, Commissioner

*Andrea C. Rossi*

Andrea C. Rossi, Commissioner

*Sheryl McGrath*

Sheryl McGrath, Commissioner

MAILED AT LANSING, MICHIGAN January 14, 2026

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. February 13, 2026**

## English

**IMPORTANT!** This document(s) contains important information about your unemployment compensation rights, responsibilities and/or benefits. It is critical that you understand the information in this document.

**IMMEDIATELY:** If needed, call 1-866-500-0017 for assistance in the translation and understanding of the information in the document(s) you have received.

## Arabic

مهملا نم. لکدی اوف وا / و لکتایل وئمن جو کل اطلبلا تاضیوچت قوچ نع ۋەم تامولعم ىلۇع (قىئاتوللا) ئۆقىتوللا ھەذە ئۆچىتىحەت! مەمەن دەن تىسەملىلا اذە يىف تەنراوللا تامولعملا مەفتەن ئەن.

(قىئاتوللا) ئۆقىتوللا يىف تامولعملا مەفسى ئۆمچىرىت يىف ھەدەعامىملىل 1-866-500-0017 ىلۇع لىصىتا بىرمالا مېزلى اذى: بىرۇفلىا ىلۇع اھتىقىلىت يىتلى.

## Spanish

**¡IMPORTANTE!** Este (s) documento (s) contiene información importante sobre sus derechos, responsabilidades y / o beneficios de compensación por desempleo. Es fundamental que entienda la información de este documento.

**INMEDIATAMENTE:** Si es necesario, llame al 1-866-500-0017 para obtener ayuda en la traducción y comprensión de la información en el documento (s) que ha recibido.

## Mandarin

**重要！** 本文件包含有关您的失业补偿权利，责任和/或利益的重要信息。了解本文档中的信息至关重要。

**立即：**如果需要，请致电1-866-500-0017以协助翻译和了解您收到的文件中的信息。

## Albanian

**E rëndësishme!** Ky dokument përmban informacione të rëndësishme për të drejtat, përgjegjësitë dhe / ose përfitimet e papunësisë. Eshtë e rëndësishme të kuptojmë informacionin në këtë dokument.

**Menjëherë:** Nëse është e nevojshme, telefononi 1-866-500-0017 për të ndihmuar në përkthimin dhe kuptimin e informacionit në dokumentet që keni marrë.