

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.

STATE OF MICHIGAN
DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY
UNEMPLOYMENT INSURANCE APPEALS COMMISSION
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1-800-738-6372 or (517) 284-9300
Fax: (517) 241-7326
www.michigan.gov/uiac
LEO-UIAC-Info@michigan.gov

STATE OF MICHIGAN
UNEMPLOYMENT INSURANCE APPEALS COMMISSION

In the Matter of

████████████████████

Claimant,

██

Employer.

Appeal Docket No.: ██████████ 26-000137

UIA Case No.: ██████████

ORDER DISMISSING FOR LACK OF JURISDICTION APPEAL FROM ALJ DECISION

This case is before the Unemployment Insurance Appeals Commission (Commission) on the late appeal filed by the Unemployment Insurance Agency (Agency) from an Administrative Law Judge's (ALJ) decision mailed December 10, 2025.

Under Section 33(2) of the Michigan Employment Security Act (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 mailing date of the ALJ's decision. In this case, the appeal was due on January 9, 2026, but was received January 12, 2026. Because the appeal was received after the 30-day period, the Commission has no jurisdiction to consider the merits of the Agency's appeal.

If the Agency has reason to believe this appeal was not late, the Agency should submit a written APPLICATION FOR REHEARING ADDRESSED TO THE COMMISSION explaining why the Agency believes the appeal was timely. The Agency should attach any supporting documentation. For example, the Agency 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 Agency's appeal after the 30-day appeal period, the Agency 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 Mich Admin Code, R 792.11415 a REOPENING REQUEST MUST BE RECEIVED BY THE ALJ within one year of the mailing date of the ALJ's decision. In this case, the one-year deadline expires on December 10, 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.

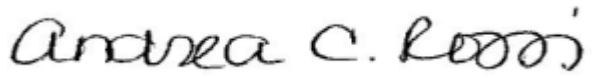
The Commission notes that because the Agency's appeal was filed late, the Agency is required to comply with the ALJ's decision, request reopening by the ALJ, or appeal to the Circuit Court.

Additionally, it appears there was no determination issued in this case. Therefore, whichever path it elects, the Agency is on notice of this potential jurisdictional problem.

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



Alejandra Del Pino, Commissioner



Andrea C. Rossi, Commissioner



Sheryl McGrath, Commissioner

MAILED AT LANSING, MICHIGAN March 3, 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. April 2, 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

مهم! نم. كعدئ اوف وأ / و كعدئ ايل وؤس جو كئ اطلبنا تاضريوعت قوقح نع مدم تامول عم ىلع (قئ اتول) قئ يتول هذه ايرتحت ا مهم دنسمل ا اذه يف كدراول تامول عمل مهفت نأ

(قئ اتول) قئ يتول يف تامول عمل مهفو تم جرت يف كدع اسملل 1-866-500-0017 ىلع لصرتا، رمأل ازل اذ: روفلا ىلع اهت يقلت يتلا

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. Është 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.