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State of Oregon  
**Employment Appeals Board**  
875 Union St. N.E.  
Salem, OR 97311

437  
AAA 005.00

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-0088**

*Affirmed*  
*Ineligible*

**PROCEDURAL HISTORY:** On October 4, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant is ineligible for benefits from September 15 through 28, 2013 (decision # 125732). Claimant filed a timely request for hearing. On December 2, 2013, ALJ Menegat conducted a hearing, and on December 26, 2013 issued Hearing Decision 13-UI-07131, affirming the Department's decision, and concluding that claimant also is ineligible for benefits from September 29 through November 16, 2013. On January 15, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

Claimant submitted written argument containing information that was not part of the hearing record, and failed to show that factors or circumstances beyond claimant's reasonable control prevented her from offering the information during the hearing. Under ORS 657.275(2) and OAR 471-041-0090 (October 29, 2006), EAB did not consider claimant's new information.

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

**DECISION:** Hearing Decision 13-UI-07131 is affirmed.

Susan Rossiter and Tony Corcoran;  
D. E. Larson, not participating.

**DATE of Service:** February 11, 2014

**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 website at <http://courts.oregon.gov/OJD/OSCA/acs/records/AppellateCourtForms.page>.

Note: the above link may be broken due to unannounced changes to the Court of Appeals website, in which case you may contact the Appellate Records at (503) 986-5555.