

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0198

Affirmed
Overpayment and Penalties

PROCEDURAL HISTORY: On August 13, 2013, the Oregon Employment Department (the Department) served a three part administrative decision: part one assessing a \$4,678 overpayment and \$701.70 in monetary penalties based on unreported work and earnings; part two assessing a \$5,612 overpayment and \$841.80 in monetary penalties based on unreported work and earnings; and part three assessing a \$2,713 overpayment, \$406.95 in monetary penalties and 52 penalty weeks based on unreported work and earnings (decision # 194112). Claimant filed a timely request for hearing. On December 10, 2013, and continued to January 2, 2014, ALJ Vincent conducted an interpreted consolidated hearing, and on January 21, 2014, issued Hearing Decisions 14-UI-08804, 14-UI-08805 and 14-UI-08806, affirming the Department's decisions. On February 3, 2014, claimant filed applications for review with the Employment Appeals Board (EAB).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Hearing Decisions 14-UI-08804, 14-UI-08805 and 14-UI-08806. For case-tracking purposes, this decision is being issued in triplicate (EAB Decisions 2014-EAB-0197, 2014-EAB-0198 and 2014-EAB-0199).

EAB considered claimant's written argument to the extent it was based on the hearing record.

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

DECISION: Hearing Decisions 14-UI-08804, 14-UI-08805 and 14-UI-08806 are affirmed.

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

DATE of Service: February 25, 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.