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

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RP 000.00

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0529

Affirmed
Disqualification

PROCEDURAL HISTORY: On January 21, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision denying claimant's request to backdate a claim (decision # 133831). Claimant filed a timely request for hearing. On March 17, 2014, ALJ Shoemake conducted a hearing, and on March 19, 2014 issued Hearing Decision 14-UI-12795, affirming the Department's decision. On April 2, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

FINDINGS OF FACT: (1) On January 7, 2014, claimant filed for benefits for the week of December 22, 2013 through December 28, 2013.

(2) To be timely, a claim for benefits for the week of December 22, 2013 through December 28, 2013 had to be filed by January 4, 2014.

CONCLUSIONS AND REASONS: We agree with the Department and the ALJ's decision denying claimant's request to backdate a claim. 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 14-UI-12795 is affirmed.

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

DATE of Service: April 22, 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.