

EMPLOYMENT APPEALS BOARD DECISION

2014-EAB-0651

Affirmed
Backdating Request Denied

PROCEDURAL HISTORY: On March 18, 2014, the Oregon Employment Department (the Department) served notice of an administrative decision denying claimant's backdating request (decision # 130959). Claimant filed a timely request for hearing. On April 15, 2014, ALJ Upite conducted a hearing, and on April 16, 2014 issued Hearing Decision 14-UI-15350, affirming the Department's decision. On April 21, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

FINDINGS OF FACT: (1) On March 3, 2014, claimant filed an initial claim for benefits for the week of February 23, 2014 through March 1, 2014.

(2) To be timely, an initial claim for benefits for the week of February 23, 2014 through March 1, 2014 had to be filed by March 1, 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-15350 is affirmed.

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

DATE of Service: April 24, 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.