

**EMPLOYMENT APPEALS BOARD DECISION**

**2014-EAB-0798**

*Affirmed*  
*Overpayment Assessed*

**PROCEDURAL HISTORY:** On September 16, 2013, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was ineligible for Emergency Employment Compensation (EUC), because he was monetarily eligible for other unemployment benefits (decision # 101936). On October 7, 2013 decision # 101936 became final without a request for hearing having been filed. On March 13, 2014, the Department served notice of an administrative decision (decision # 102211), assessing a \$2,754 overpayment based on the September 16, 2013 decision. Claimant filed a timely request for hearing. On April 23, 2014, ALJ Clink conducted a hearing, and on April 25, 2014 issued Hearing Decision 14-UI-16163, affirming the Department's decision. On May 9, 2014, claimant filed an application for review with the Employment Appeals Board (EAB).

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-16163 is affirmed.

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

**DATE of Service:** May 15, 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.

