

**EMPLOYMENT APPEALS BOARD DECISION**  
**2015-EAB-0794**

*Affirmed*  
*Overpayment, No Penalties*

**PROCEDURAL HISTORY:** On April 9, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant voluntarily left a job without good cause and denying benefits. That decision became final without a request for hearing having been filed. On May 8, 2015, the Department served notice of an administrative decision assessing a \$896 overpayment, \$134.40 monetary penalty and 7 penalty weeks (decision # 195348). Claimant filed a timely request for hearing. On June 17, 2015, ALJ Holmes-Swanson conducted a hearing, and on June 18, 2015 issued Hearing Decision 15-UI-50230, assessing an overpayment but no penalties. On June 30, 2015, claimant filed an application for review with the Employment Appeals Board (EAB).

No adversely affected party requested review of the portion of Hearing Decision 15-UI-50230 concluding that claimant was not liable for penalties. We therefore confined our analysis to the overpayment issue.

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 15-UI-40230 is affirmed.

Susan Rossiter and J. S. Cromwell;  
D. P. Hettle, *pro tempore*, not participating.

**DATE of Service:** July 10, 2015

**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 Court of Appeals website at courts.oregon.gov. Once on the website, use the

'search' function to search for 'petition for judicial review employment appeals board'. A link to the forms and information will be among the search results.

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