

**EMPLOYMENT APPEALS BOARD DECISION**  
**2015-EAB-0959**

*Affirmed*  
*Overpayment and Penalties*

**PROCEDURAL HISTORY:** On June 22, 2015, the Oregon Employment Department (the Department) served notice of an administrative decision assessing a \$5,490 overpayment, \$1,647 monetary penalty and 52 penalty weeks (decision # 195515). Claimant filed a timely request for hearing. On August 3, 2015, ALJ Holmes-Swanson conducted a hearing, and on August 7, 2015 issued Hearing Decision 15-UI-42702, assessing a \$5,490 overpayment, \$686.50 monetary penalty and 40 penalty weeks. On August 11, 2015, 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 15-UI-42702 is affirmed.

Susan Rossiter and J. S. Cromwell

**DATE of Service:** September 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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