

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0419

Affirmed
TRA Benefits Denied - Week 6-16

PROCEDURAL HISTORY: On February 23, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision denying claimant TRA benefits for week 6-16 (February 7, 2016 to February 13, 2016) (decision # 110118).¹ Claimant filed a timely request for hearing. On April 1, 2016, ALJ Holmes-Swanson conducted a hearing, and on April 7, 2016 issued Hearing Decision 16-UI-56730, affirming the Department's decision. On April 12, 2016, 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 16-UI-56730 is affirmed.

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

DATE of Service: April 14, 2016

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

¹ The Department issued three other decisions regarding claimant's TRA benefits. Decision # 105125 denied claimant TRA benefits for week 9-16 (February 28, 2016 to March 5, 2016). A second decision, the number of which is unknown to EAB, denied claimant TRA benefits for week 11-16 (March 1, 2016 to March 19, 2016). Decision # 195711 assessed a \$548 overpayment, \$82.20 monetary penalty and 4 penalty weeks based on decision # 110118. Claimant has requested hearings on decision # 105125 and # 195711; as of the date this decision was issued, the Office of Administrative Hearings had not yet scheduled those hearings. It is unclear to EAB whether or not claimant has requested a hearing on the week 11-16 TRA denial.

'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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