

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-0437

Affirmed
Overpayment Assessed
(Se impuso sobrepagó)

PROCEDURAL HISTORY: On January 15, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant voluntarily left work without good cause (decision # 92647). On February 4, 2016, decision # 92647 became final, without a request for hearing having been filed. On February 5, 2016, claimant filed a late request for hearing on decision # 92647. On February 10, 2016, ALJ Kangas issued Hearing Decision 16-UI-52734, dismissing claimant's request for hearing on decision # 92647 as untimely, subject to claimant's right to renew the hearing request by responding to an appellant questionnaire within 14 days. On February 25, 2016, the Department served notice of an administrative decision (decision # 84828) concluding that claimant was overpaid benefits in the amount of \$1,285 based on administrative decision # 92647. Claimant filed a timely request for hearing on decision # 84828. On March 1, 2016, Hearing Decision 16-UI-52734 became final, without an application for review having been filed. On April 12, 2016, ALJ Seideman conducted a hearing on claimant's request for hearing on decision # 84828, and on April 15, 2016, issued Hearing Decision 16-UI-57029, affirming the administrative decision. On April 15, 2016, claimant filed an application for review of Hearing Decision 16-UI-57029 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-57029 is affirmed.
Decisión de la Audiencia 16-UI-57029 queda confirmada.

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

DATE of Service: May 2, 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 '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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NOTA: Usted puede apelar esta decisión presentando una solicitud de revisión judicial ante la Corte de Apelaciones de Oregon (Oregon Court of Appeals) dentro de los 30 días siguientes a la fecha de notificación indicada arriba. Ver ORS 657.282. Para obtener formularios e información, puede escribir a la Corte de Apelaciones de Oregon, Sección de Registros (Oregon Court of Appeals/Records Section), 1163 State Street, Salem, Oregon 97310 o visite el sitio web en courts.oregon.gov. En este sitio web, hay información disponible en español.

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