

EMPLOYMENT APPEALS BOARD DECISION
2016-EAB-1176

Affirmed
Reduced Benefits Payable

PROCEDURAL HISTORY: On August 26, 2016, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant's weekly benefit amount between June 26, 2016 and August 13, 2016 was reduced because of her receipt of retirement pay from a fund to which a base year employer contributed (decision # 135714). Claimant filed a timely request for hearing. On October 11, 2016, ALJ R. Frank conducted a hearing, and on October 14, 2016 issued Hearing Decision 16-UI-69305, concluding that claimant's weekly benefits were subject to reduction through October 1, 2016. On October 19, 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-69305 is affirmed.

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

DATE of Service: October 21, 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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