

EMPLOYMENT APPEALS BOARD DECISION
2017-EAB-0758

Affirmed
Ineligible Weeks 02-17 through 22-17

PROCEDURAL HISTORY: On February 24, 2017, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was not available for work from January 8, 2016 through February 18, 2017 (decision # 161225). Claimant filed a timely request for hearing. On June 12, 2017, ALJ Messecar conducted a hearing, and on June 16, 2017 issued Hearing Decision 17-UI-85848, affirming the Department's decision. On June 21, 2017, claimant filed an application for review with the Employment Appeals Board (EAB).

EAB has reviewed the entire hearing record. On *de novo* review and pursuant to ORS 657.275(2), the hearing decision under review is **adopted**, with the exception that the ORDER is amended to read "The administrative decision mailed February 24, 2017 is affirmed, as modified by agreement of the parties, to also include the weeks of February 19 through June 3, 2017 (weeks 08-17 through 22-17). Claimant is ineligible to receive benefits for the weeks including January 8, 2017 through June 3, 2017 (weeks 02-17 through 22-17) under ORS 657.155."

DECISION: Hearing Decision 17-UI-85848 is affirmed.

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

DATE of Service: July 19, 2017

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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