

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-0124

Affirmed
Request for Hearing Dismissed

PROCEDURAL HISTORY: On January 24, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision concluding claimant was able to work from December 31, 2017 to January 20, 2018, and was allowed benefits (decision # 80326). Claimant filed a timely request for hearing. On January 30, 2018, ALJ Kangas reviewed claimant's request and issued Hearing Decision 18-UI-102027, dismissing claimant's hearing request because decision # 80326 allowed claimant benefits and was not adverse to his rights or interests. On February 3, 2018, claimant filed an application for review of Hearing Decision 18-UI-102027 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**.

Although the decision under review – decision # 80326 – *allows* claimant benefits and his request for hearing was appropriately dismissed, Department records show that the Department has also *suspended* payment of benefits to claimant for another reason. If claimant has any questions about the suspension of benefits, or would like to request a hearing on any decision denying him benefits, claimant should immediately contact the Department at (877) 345-3484.

DECISION: Hearing Decision 18-UI-102027 is affirmed.

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

DATE of Service: February 8, 2018

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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