

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-1024-R

Affirmed
Request for Hearing Dismissed
Eligible August 19 through 25, 2018

PROCEDURAL HISTORY: On September 19, 2018, the Oregon Employment Department (the Department) served notice of two administrative decisions concluding that claimant did not actively seek work from August 19 through 25, 2018 (decision # 83941) and was not able to work from August 19 through 25, 2018 (decision # 84215). Claimant filed timely requests for hearing on both decisions. On October 16, 2018, the Department served notice of decision # 134503, canceling decision # 83941, and decision # 133107, which canceled decision # 84215. On October 17, 2018, ALJ Wyatt issued Orders No. 18-UI-118253 and No. 18-UI-118255, dismissing claimant's requests for hearings on decisions # 83941 and # 84215. On October 22, 2018, claimant filed applications for review of Orders No. 18-UI-118253 and No. 18-UI-118255 with the Employment Appeals Board (EAB). On November 2, 2018, EAB issued Appeals Board Decisions 2018-EAB-1024 and 2018-EAB-1025, reversing Orders No. 18-UI-118253 and No. 18-UI-118255 and remanding the matters to the Office of Administrative Hearings (OAH) because the records were incomplete. On November 5, 2018, OAH supplemented the records and returned the matters to EAB. These decisions are issued pursuant to EAB's authority under ORS 657.290(3).

Pursuant to OAR 471-041-0095 (October 29, 2006), EAB consolidated its review of Orders No. 18-UI-118253 and 18-UI-118255. For case-tracking purposes, this decision is being issued in duplicate (EAB Decisions 2018-EAB-1025-R and 2018-EAB-1024-R).

EAB reviewed the entire hearing records. On *de novo* review and pursuant to ORS 657.275(2), the Orders under review are **adopted**.

DECISION: Orders No. 18-UI-118253 and 18-UI-118255 are affirmed.

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

DATE of Service: November 16, 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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