

EMPLOYMENT APPEALS BOARD DECISION
2018-EAB-1068

Affirmed
Overpayment, No Penalties

PROCEDURAL HISTORY: On September 13, 2018, the Oregon Employment Department (the Department) served notice of an administrative decision assessing a \$13,130 overpayment, \$1,969.50 monetary penalty, and 52 penalty weeks (decision # 193812). Claimant filed a timely request for hearing. On October 19, 2018, ALJ Wyatt conducted a hearing, and on October 24, 2018 issued Order No. 18-UI-118657, affirming the assessment of the \$13,130 overpayment and concluding that claimant was not liable for a monetary penalty or penalty weeks. On November 8, 2018, 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 Order under review is **adopted**.

DECISION: Order No. 18-UI-118657 is affirmed.

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

DATE of Service: November 29, 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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