

EMPLOYMENT APPEALS BOARD DECISION
2025-EAB-0510

Reversed
Eligible Weeks 49-24 through 52-24

PROCEDURAL HISTORY: On December 17, 2024, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant failed to register for work in accordance with the Department's rules and was therefore ineligible to receive unemployment insurance benefits beginning December 1, 2024, and until the reason for the denial ended (decision # L0007823517). Claimant filed a timely request for hearing. On July 8, 2025 and continuing on July 31, 2025, ALJ Blam conducted a hearing. The Department provided a written statement called an Attestation instead of having a witness attend the hearing, and claimant appeared at the July 8, 2025 hearing but failed to appear at the July 31, 2025 continued hearing. On August 6, 2025, ALJ Blam issued Order No. 25-UI-299873, modifying decision # L0007823517 by concluding that claimant failed to register for work and was ineligible to receive benefits for the weeks of December 1, 2024 through December 28, 2024 (weeks 49-24 through 52-24). On August 21, 2025, claimant filed an application for review with the Employment Appeals Board (EAB).

EVIDENTIARY MATTER: EAB has considered additional evidence as necessary to complete the record when reaching this decision under OAR 471-041-0090(1) (May 13, 2019). The additional evidence consists of claimant's explanation for missing the July 31, 2025 hearing, and documents regarding registration for work he was unable to submit prior to that hearing due to factors beyond his reasonable control. These documents have been marked as EAB Exhibit 1, and provided to the parties with this decision. Any party that objects to EAB taking notice of this information must send their objection to EAB in writing, saying why they object, within ten days of EAB mailing this decision. OAR 471-041-0090(2). Unless EAB receives and agrees with the objection, the exhibit will remain in the record.

FINDINGS OF FACT: (1) On November 20, 2024, claimant filed an initial claim for unemployment insurance benefits that the Department determined was monetarily valid. Claimant thereafter claimed benefits for the weeks of December 1, 2024 through December 28, 2024 (weeks 49-24 through 52-24). These are the weeks at issue. The Department paid benefits for week 49-24, but did not pay benefits for weeks 50-24 through 52-24. Claimant was a resident of New York in November and December 2024.

(2) On November 22, 2024, the Department sent claimant a letter, which he viewed that day in Frances Online, stating that he was required to register for work in the state where he lived using that state's equivalent of iMatchSkills. The letter further stated that claimant was required to provide proof of that registration to the Department by December 5, 2024.

(3) At some point between November 22 and November 26, 2024, claimant registered for work in New York Department of Labor's "JobZone" website, their equivalent of iMatchSkills.

(4) On November 26, 2024, claimant sent a message to the Department using Frances Online with the subject "Proof of Job Program sign up," which stated, "[I] have signed up and have been applying to jobs via the NY state labor exchange website." EAB Exhibit 1 at 2. The message included proof of claimant's JobZone registration. The Department did not reply to the message until December 10, 2024, after the compliance deadline had passed, and the reply did not mention any deficiencies in the proof claimant provided or request additional evidence of his New York registration. *See* EAB Exhibit 1 at 2.¹

CONCLUSIONS AND REASONS: Claimant registered for work in accordance with the Department's rules.

ORS 657.155(1)(a) states that an individual shall only be eligible to receive benefits with respect to any week if "[t]he individual has registered for work at and thereafter has continued to report at an employment office in accordance with" the Department's rules. ORS 657.159(1) states that to satisfy the registration requirement of ORS 657.155(1) an individual shall submit such information regarding the individual's job qualifications, training and experience as the Department requests.

OAR 471-030-0035 (January 11, 2018) provides, in part:

(1) A claimant may fulfill the "registered for work" requirements of ORS 657.155(1)(a) by completion of such processes as directed by the Director in order to create a full registration for work.

(2) "Full registration for work" as used in this rule, means providing information regarding the individual's job qualifications, skills, training and experience as the Director or an authorized representative of the Director deems necessary to carry out job placement services for the individual.

* * *

The Department required claimant to register for work in New York's equivalent of iMatchSkills and provide proof of having done so by December 5, 2025. On November 22, 2024, claimant read a letter detailing this requirement in Frances Online. The order under review concluded that claimant did not

¹ The reply acknowledged receipt of claimant's weekly work search record, which was apparently also attached to the message, and reminded claimant to attend a "RESEA" interview, even though doing so is not required of out-of-state claimants. EAB Exhibit 1 at 2. This suggests that the representative may not have been familiar with the registration requirements for out-of-state claimants and failed to recognize the significance of claimant's proof of New York work registration.

register for work as directed by the Department. Order No. 25-UI-299873 at 3. The record does not support this conclusion.

Claimant testified that he registered for work in New York's JobZone system and sent proof to the Department, but could not remember when he completed either task. July 8, 2025 Audio Record at 14:50. It can reasonably be inferred from the subject line and contents of claimant's November 26, 2024 Frances Online message that he completed the registration on or before that day, and submitted proof of the registration with the message. The printout of the message in evidence is cropped and therefore does not show precisely what proof claimant submitted with it. EAB Exhibit 1 at 2. However, claimant submitted with his application for review an undated screenshot of his account in the New York system, and it can reasonably be inferred that claimant submitted either this or a similar document with his November 26, 2024 message. EAB Exhibit 1 at 3. Therefore, claimant registered for work as directed by the Department, and provided proof of having done so by the December 5, 2024 deadline.

For these reasons, claimant registered for work in accordance with the Department's rules and is eligible to receive unemployment insurance benefits on that basis for the weeks of December 1, 2024 through December 28, 2024 (weeks 49-24 through 52-24).

DECISION: Order No. 25-UI-299873 is set aside, as outlined above.

D. Hettle and A. Steger-Bentz;
S. Serres, not participating.

DATE of Service: September 24, 2025

NOTE: This decision reverses the ALJ's order denying claimant benefits. Please note that in most cases, payment of benefits owed will take about a week for the Department to complete.

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 stated above**. See ORS 657.282. For forms and information, visit <https://www.courts.oregon.gov/courts/appellate/forms/Pages/appeal.aspx> and choose the appropriate form under "File a Petition for Judicial Review." You may also contact the Court of Appeals by telephone at (503) 986-5555, by fax at (503) 986-5560, or by mail at 1163 State Street, Salem, Oregon 97301.

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Understanding Your Employment Appeals Board Decision

English

Attention – This decision affects your unemployment benefits. If you do not understand this decision, contact the Employment Appeals Board immediately. If you do not agree with this decision, you may file a Petition for Judicial Review with the Oregon Court of Appeals following the instructions written at the end of the decision.

Simplified Chinese

注意 – 本判決會影響您的失業救濟金。如果您不明白本判決，請立即聯繫就業上訴委員會。如果您不同意此判決，您可以按照該判決結尾所寫的說明，向俄勒岡州上訴法院提出司法複審申請。

Traditional Chinese

注意 – 本判決會影響您的失業救濟金。如果您不明白本判決，請立即聯繫就業上訴委員會。如果您不同意此判決，您可以按照該判決結尾所寫的說明，向俄勒岡州上訴法院提出司法複審申請。

Tagalog

Paalala – Nakakaapekto ang desisyong ito sa iyong mga benepisyo sa pagkawala ng trabaho. Kung hindi mo naiintindihan ang desisyong ito, makipag-ugnayan kaagad sa Lupon ng mga Apela sa Trabaho (Employment Appeals Board). Kung hindi ka sumasang-ayon sa desisyong ito, maaari kang maghain ng isang Petisyon sa Pagsusuri ng Hukuman (Petition for Judicial Review) sa Hukuman sa Paghahabol (Court of Appeals) ng Oregon na sinusunod ang mga tagubilin na nakasulat sa dulo ng desisyon.

Vietnamese

Chú ý - Quyết định này ảnh hưởng đến trợ cấp thất nghiệp của quý vị. Nếu quý vị không hiểu quyết định này, hãy liên lạc với Ban Kháng Cáo Việc Làm ngay lập tức. Nếu quý vị không đồng ý với quyết định này, quý vị có thể nộp Đơn Xin Tái Xét Tư Pháp với Tòa Kháng Cáo Oregon theo các hướng dẫn được viết ra ở cuối quyết định này.

Spanish

Atención – Esta decisión afecta sus beneficios de desempleo. Si no entiende esta decisión, comuníquese inmediatamente con la Junta de Apelaciones de Empleo. Si no está de acuerdo con esta decisión, puede presentar una Aplicación de Revisión Judicial ante el Tribunal de Apelaciones de Oregon siguiendo las instrucciones escritas al final de la decisión.

Russian

Внимание – Данное решение влияет на ваше пособие по безработице. Если решение Вам непонятно – немедленно обратитесь в Апелляционный Комитет по Трудоустройству. Если Вы не согласны с принятым решением, вы можете подать Ходатайство о Пересмотре Судебного Решения в Апелляционный Суд штата Орегон, следуя инструкциям, описанным в конце решения.

Khmer

ចំណុចសំខាន់ – សេចក្តីសម្រេចនេះមានផលប៉ះពាល់ដល់អត្ថប្រយោជន៍គ្មានការងារធ្វើរបស់លោកអ្នក។ ប្រសិនបើលោកអ្នកមិនយល់អំពីសេចក្តីសម្រេចនេះ សូមទាក់ទងគណៈកម្មការឧទ្ធរណ៍ការងារភ្លាមៗ។ ប្រសិនបើលោកអ្នកមិនយល់ស្របចំពោះសេចក្តីសម្រេចនេះទេ លោកអ្នកអាចដាក់ពាក្យប្តឹងសុំឲ្យមានការពិនិត្យរឿងក្តីឡើងវិញជាមួយតុលាការឧទ្ធរណ៍រដ្ឋ Oregon ដោយអនុវត្តតាមសេចក្តីណែនាំដែលសរសេរនៅខាងចុងបញ្ចប់នៃសេចក្តីសម្រេចនេះ។

Laotian

ເອົາໃຈໃສ່ – ຄໍາຕັດສິນນີ້ມີຜົນກະທົບຕໍ່ກັບເງິນຊ່ວຍເຫຼືອການຫວ່າງງານຂອງທ່ານ. ຖ້າທ່ານບໍ່ເຂົ້າໃຈຄໍາຕັດສິນນີ້, ກະລຸນາຕິດຕໍ່ຫາຄະນະກຳມະການອຸທອນການຈ້າງງານໃນທັນທີ. ຖ້າທ່ານບໍ່ເຫັນດີນຳຄໍາຕັດສິນນີ້, ທ່ານສາມາດຍື່ນຄໍາຮ້ອງຂໍການທົບທວນຄໍາຕັດສິນນຳສານອຸທອນລັດ Oregon ໄດ້ໂດຍປະຕິບັດຕາມຄໍາແນະນຳທີ່ບອກໄວ້ຢູ່ຕອນທ້າຍຂອງຄໍາຕັດສິນນີ້.

Arabic

هذا القرار قد يؤثر على منحة البطالة الخاصة بك، إذا لم تفهم هذا القرار، إتصل بمجلس منازعات العمل فوراً، و إذا كنت لا توافق على هذا القرار، يمكنك رفع شكوى للمراجعة القانونية بمحكمة الاستئناف بأوريغون و ذلك بإتباع الإرشادات المدرجة أسفل القرار.

Farsi

توجه - این حکم بر مزایای بیکاری شما تاثیر می گذارد. اگر با این تصمیم موافق نیستید، بلافاصله با هیأت فرجام خواهی استخدام تماس بگیرید. اگر از این حکم رضایت ندارید، می‌توانید با استفاده از دستورالعمل موجود در پایان آن، از دادگاه تجدید نظر اورگان درخواست تجدید نظر کنید.

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