

EMPLOYMENT APPEALS BOARD DECISION
2026-EAB-0325-R

Request for Reconsideration Allowed
EAB Decision 2026-EAB-0325 Followed on Reconsideration

PROCEDURAL HISTORY AND FINDINGS OF FACT: On October 28, 2025, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant failed to provide information to verify his identity and was therefore ineligible to receive unemployment insurance benefits effective October 27, 2025 (decision # L0013659395). On November 17, 2025, the Department cancelled claimant's claim for benefits. Also on November 17, 2025, decision # L0013659395 became final without claimant having filed a request for hearing. On January 30, 2026, claimant filed a late request for hearing. ALJ Kangas considered the request, and on March 16, 2026 issued Order No. 26-UI-323687, dismissing the request as late, subject to claimant's right to renew the request by responding to an appellant questionnaire by March 30, 2026. On April 3, 2026, claimant filed a timely application for review with the Employment Appeals Board (EAB) that included an appellant questionnaire response. On May 14, 2026, EAB issued EAB Decision 2026-EAB-0325, dismissing claimant's application for review because it did not present a justiciable controversy in light of the cancellation of his claim. Also on May 14, 2026, claimant filed a request for reconsideration of EAB Decision 2026-EAB-0325 with EAB. This decision is made under EAB's authority from ORS 657.290(3).

WRITTEN ARGUMENT: EAB considered claimant's May 18, 2026 email submission as a written argument. Claimant's May 26, May 28, and June 6, 2026 email submissions were not relevant and material to EAB's determination of the request for reconsideration and were therefore not considered. ORS 657.275(2) and OAR 471-041-0090(1)(b)(A) (May 13, 2019).

CONCLUSIONS AND REASONS: Claimant's request for reconsideration is allowed. EAB Decision 2026-EAB-0325 is followed on reconsideration.

ORS 657.290(3) permits the Employment Appeals Board to reconsider any past decision of the Employment Appeals Board, including "the making of a new decision to the extent necessary and appropriate for the correction of previous error of fact or law." "Any party may request reconsideration to correct an error of material fact or law, or to explain any unexplained inconsistency with Employment Department rule, or officially stated Employment Department position, or prior Employment

Department practice.” OAR 471-041-0145(1) (May 13, 2019). The request will be dismissed unless it says that a copy of the request was given to the other parties, and unless it is filed within 20 days after the decision the party wants to be reconsidered was mailed. OAR 471-041-0145(2). Claimant’s request for reconsideration met these threshold requirements.

EAB Decision 2026-EAB-0325 dismissed claimant’s application for review of Order No. 26-UI-323687 for failing to present a justiciable controversy. Order No. 26-UI-323687 dismissed claimant’s late request for hearing on decision # L0013659395, which concluded that he was ineligible to receive benefits due to not timely completing identity verification requirements. EAB Decision 2026-EAB-0325 concluded that because claimant’s claim was cancelled after decision # L0013659395 was issued, EAB’s resolution of the identity verification issue could not possibly result in claimant receiving benefits, and the appeal should therefore be dismissed.

Claimant’s argument on reconsideration is that his claim should not have been cancelled because he did not voluntarily request to cancel it, and that the Department should have determined the claim to be monetarily valid. Claimant’s Request for Reconsideration at 1; See May 18, 2026 Written Argument at 1. Neither the validity of the claim cancellation nor the monetary validity of the claim can be addressed by EAB in the present identity verification denial appeal. Each of those issues was addressed in a separate administrative decision that has since become final without claimant having filed a request for hearing (decision # L0014101925 regarding claim cancellation and decision # L0013385953 regarding the claim being monetarily invalid).¹ Therefore, as a matter of law, claimant’s claim remains cancelled, and his appeal of the identity verification issue continues to present no justiciable controversy. Accordingly, EAB Decision 2026-EAB-0325 did not err in dismissing claimant’s application for review of Order No. 26-UI-323687 as failing to present a justiciable controversy, and EAB Decision 2026-EAB-0325 is therefore followed on reconsideration.

Claimant may address his disagreement with the administrative decisions concluding that his claim was cancelled and was monetarily invalid (decisions # L0014101925 and L0013385953, respectively) by filing a late request for hearing on each decision.

You may request a hearing in one of the following ways:

- Use Frances Online at frances.oregon.gov
- Call 503-947-3149 or 877-345-3484
- In person at an Oregon Employment Department WorkSource Oregon office
- Mail your request to:
Hearings
875 Union St NE
Salem, OR 97301

DECISION: Claimant’s request for EAB to reconsider EAB Decision 2026-EAB-0325 is allowed. EAB Decision 2026-EAB-0325 is followed on reconsideration.

¹ EAB Decision 2026-EAB-0325 generally took notice of this information contained in department records. Copies of decisions # L0014101925 and L0013385953 are included with this decision for claimant’s reference.

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

DATE of Service: June 26, 2026

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.

Please help us improve our service by completing an online customer service survey. To complete the survey, please go to <https://www.surveygizmo.com/s3/5552642/EAB-Customer-Service-Survey>. If you are unable to complete the survey online and wish to have a paper copy of the survey, please contact our office.



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 دستور العمل موجود در پایان آن، از دادگاه تجدید نظر اورگان درخواست تجدید نظر کنید.

Employment Appeals Board - 875 Union Street NE | Salem, OR 97311

Phone: (503) 378-2077 | 1-800-734-6949 | Fax: (503) 378-2129 | TDD: 711

Email: appealsboard@employ.oregon.gov

Website: www.Oregon.gov/employ/pages/employment-appeals-board.aspx

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