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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	OEA Matter No.: 1601-0211-11
LASHAWN BLACKWELL,)	
Employee)	
)	Date of Issuance: January 8, 2014
v.)	
)	
D.C. METROPOLITAN POLICE DEPARTMENT,)	
Agency)	
)	
)	Arien P. Cannon, Esq.
)	Administrative Judge
_____)	
Julianne Bongiorno Bythrow, Esq., Employee Representative		
Brenda S. Wilmore, Esq., Agency Representative		

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On September 8, 2011, Lashawn Blackwell (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“Office” or “OEA”) challenging the Metropolitan Police Department’s (“Agency”) decision to suspend her for twelve (12) days. Employee is employed as a Customer Service Representative with Agency. This matter was assigned to me on June 18, 2013. A Prehearing Conference was held on October 18, 2013. Employee submitted a Withdrawal of Appeal, along with a Settlement Agreement, on January 7, 2014. The record is now closed.

JURISDICTION

Jurisdiction of this Office is established in this matter pursuant to D.C. Official Code § 1-606.03 (2001).

ISSUE

Whether Employee’s Petition for Appeal should be dismissed based on her voluntary withdrawal as a result of settlement negotiations.

ANALYSIS AND CONCLUSION

D.C. Official Code §1-606.06(b) (2001) states, in pertinent part, that:

If the parties agree to a settlement without a decision on the merits of the case, a settlement agreement, prepared and signed by all parties, shall constitute the final and binding resolution of the appeal, and the [Administrative Judge] shall dismiss the appeal with prejudice.

On January 7, 2014, a Withdrawal of Appeal, along with a Settlement Agreement which was signed by both parties, was submitted to this Office. Accordingly, Employee's Petition for Appeal is hereby **DISMISSED** with prejudice.

ORDER

It is hereby **ORDERED** that Employee's Petition for Appeal is **DISMISSED** with prejudice.

FOR THE OFFICE:

Arien P. Cannon, Esq.
Administrative Judge