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DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
ALITA DARBY,)	OEA Matter No.: 1601-0044-14
Employee)	
)	
v.)	Date of Issuance: September 25, 2014
)	
OFFICE OF UNIFIED)	STEPHANIE N. HARRIS, Esq.
COMMUNICATIONS,)	Administrative Judge
Agency)	
_____)	
Garrick Farria, Esq., Employee Representative)	
Gregory Evans, Esq., Agency Representative)	

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On January 17, 2014, Alita Darby (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or “Office”) contesting her twenty (20) day suspension from the Office of Unified Communication’s (“Agency” or “OUC”). Agency filed its Answer in response to Employee’s Petition for Appeal on March 21, 2014. Subsequently, the parties were able to reach a settlement in this matter. On August 19, 2014, Employee submitted a signed settlement agreement and a motion to withdraw her Petition for Appeal. This matter was assigned to the undersigned on September 17, 2014. The record is now closed.

JURISDICTION

The Office has jurisdiction pursuant to D.C. Official Code § 1-606.03 (2001).

ISSUE

Whether this matter should be dismissed.

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.

The parties have submitted an executed settlement agreement, including a Statement of Withdrawal from Employee. Accordingly, Employee's Petition for Appeal is dismissed.

ORDER

It is hereby **ORDERED** that the petition in this matter is **DISMISSED**.

FOR THE OFFICE:

STEPHANIE N. HARRIS, Esq.
Administrative Judge