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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)

MARC TOUSSAINT,)
Employee)

v.)

OFFICE OF THE STATE)
SUPERINTENDENT OF EDUCATION,)
Agency)

Thomas Giunta, Esq., Employee Representative
Hillary Hoffman-Peak, Esq., Agency Representative

OEA Matter No.: 1601-0095-11

Date of Issuance: February 7, 2013

SOMMER J. MURPHY, Esq.
Administrative Judge

INITIAL DECISION

INTRODUCTION AND PROCEDURAL HISTORY

On April 12, 2011, Marc Toussaint (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or the “Office”) contesting the District of Columbia Office of the State Superintendent of Education’s (“Agency”) action of terminating his employment. The effective date of Employee’s termination was March 1, 2011.

On January 31, 2013, the parties engaged in settlement negotiations and subsequently entered into a written settlement agreement. On February 5, 2013, Employee submitted a motion to withdrawal his Petition for Appeal.

JURISDICTION

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

ISSUE

Whether this appeal should be dismissed.

ANALYSIS AND CONCLUSION

Since Employee has voluntarily withdrawn his appeal, Employee's Petition for Appeal is dismissed.

ORDER

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

FOR THE OFFICE:

SOMMER J. MURPHY, ESQ.
ADMINISTRATIVE JUDGE