

JURISDICTION

The jurisdiction of this Office has not been established.

ISSUE

Whether this appeal should be dismissed based upon Employee's voluntary withdrawal.

FINDINGS OF FACT, ANALYSIS AND CONCLUSIONS OF LAW

In his brief submitted January 26, 2023, Employee noted that he "withdraws this matter due to probationary status at the time of termination."² Accordingly, I find that since Employee has filed a notice to withdraw and has voluntarily withdrawn his appeal, Employee's Petition should be dismissed.

ORDER

It is hereby **ORDERED** that the Petition for Appeal in this matter is **DISMISSED**.

FOR THE OFFICE:

/s/Michelle R. Harris
MICHELLE R. HARRIS, Esq.
Senior Administrative Judge

²Employee's Brief (January 26, 2023). Employee's union representative also noted therein that they believed that Agency mishandled this matter and hoped that it would "conduct itself in a more just and professional manner going forward."