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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
KEVIN NIX,)	
Employee)	OEA Matter No. 1601-0106-13
)	
v.)	Date of Issuance: October 10, 2014
)	
DEPARTMENT OF PUBLIC WORKS,)	MONICA DOHNJI, Esq.
Agency)	Administrative Judge
_____)	
Angela Pringle, Employee Representative)	
Sonia Weil, Esq., Agency Representative)	

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On June 24, 2013, Kevin Nix (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or “Office”) contesting the Department of Public Works’ (“DPW” or “Agency”) decision to terminate him effective June 10, 2013. At the time of his termination, Employee was a Sanitation Worker. On July 25, 2013, Agency submitted its Answer to Employee’s Petition for Appeal.

This matter was assigned to the undersigned on February 25, 2014. Thereafter, on February 28, 2014, the undersigned issued an Order Convening a Status Conference for April 29, 2014. During the Status Conference, the parties requested that the matter be referred to mediation. A Mediation Conference was held on June 24, 2014. Thereafter, Agency filed a settlement agreement which was signed by both parties. This matter is now closed.

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

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.

In the instant matter, since the parties have agreed, and executed a settlement agreement, I find that Employee's Petition for Appeal is dismissed.

ORDER

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

FOR THE OFFICE:

MONICA DOHNJI, Esq.
Administrative Judge