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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
DEYANIRA BAUTISTA,)	
Employee)	OEA Matter No. 1601-0335-10
)	
v.)	Date of Issuance: July 30, 2013
)	
D.C. PUBLIC SCHOOLS,)	
Agency)	Eric T. Robinson, Esq.
)	Senior Administrative Judge
_____)	
Robert J. Spagnoletti, Esq., Employee Representative		
W. Iris Barber, Esq., Agency Representative		

INITIAL DECISION

PROCEDURAL BACKGROUND

On July 16, 2010, Deyanira Bautista (“Employee”) submitted a petition for appeal to the Office of Employee Appeals (“OEA”) contesting the District of Columbia Public Schools (“Agency”) action of removing him from service. I was assigned this matter on or about September 2012. On September 7, 2012, I issued an Order Convening a Prehearing Conference initially set for October 23, 2012. However, this conference was not held until March 7, 2013, by request of the parties as they pursued settlement of this matter. On July 29, 2013, Employee, through counsel, submitted a motion wherein he requested that this matter be dismissed with prejudice. 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

Since Employee, through counsel, voluntarily withdrew his petition for appeal, I find that Employee's petition for appeal should be dismissed.

ORDER

It is hereby ORDERED that the above-captioned petition for appeal be dismissed.

FOR THE OFFICE:

ERIC T. ROBINSON ESQ.
Senior Administrative Judge