

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)
)
David Crawley) OEA Matter No. J-0105-11
Employee)
) Date of Issuance: January 13, 2012
v.)
) Senior Administrative Judge
Department of Youth Rehabilitation Services) Joseph E. Lim, Esq.
Agency)
_____)
Ardra O’Neal, Esq., Employee Representative
Dionne Hayes, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND STATEMENT OF FACTS

Employee filed a petition for appeal with the Office of Employee Appeals (OEA) on May 6, 2011, appealing Agency’s final decision to terminate his employment as a Youth Development Representative. At the time of his removal, Employee had been employed by Agency for 13 years, and was in career permanent status. On August 8, 2011, I issued an “Order” directing Employee to respond to Agency’s motion to dismiss for lack of jurisdiction. On August 12, 2011, the undersigned received a letter from Employee’s recently hired attorney asking for a postponement on the grounds that the parties were engaged in settlement discussions. On a letter dated September 21, 2011, Employee asked to withdraw the petition, stating he had entered into a settlement agreement with Agency. The record is now closed.

JURISDICTION

This Office has jurisdiction pursuant to D.C. Office Code Section 1-606.03 (2001).

ISSUE

Should this matter be dismissed?

FINDINGS OF FACT, ANALYSIS AND CONCLUSIONS

The Administrative Judge is authorized to dismiss this matter based on Employee’s request that the petition for appeal be withdrawn as a result of the voluntary settlement of the matter. *See Rollins v. District of Columbia Public Schools*, OEA Matter No. J-0086-92, *Opinion and Order on Petition for Review* (December 3, 1990) _____ D. C. Reg. _____ ().

ORDER

It is hereby ORDERED that the petition for appeal is DISMISSED.

FOR THE OFFICE:

Joseph E. Lim, Esq.
Senior Administrative Judge