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**THE DISTRICT OF COLUMBIA**

**BEFORE**

**THE OFFICE OF EMPLOYEE APPEALS**

_____	)	
In the Matter of:	)	
	)	OEA Matter No.: 1601-0055-12AF15
CASSANDRA GRAY,	)	
Employee	)	
	)	Date of Issuance: December 18, 2015
v.	)	
	)	
DEPARTMENT OF YOUTH	)	
REHABILITATION SERVICES,	)	
Agency	)	
_____	)	
J. Michael Hannon, Esq., Employee Representative	)	Arien P. Cannon, Esq.
Andrea Comentale, Esq., Agency Representative	)	Administrative Judge

**ADDENDUM DECISION ON ATTORNEY FEES**

On April 9, 2015, an Initial Decision was issued in this matter, reversing Employee’s termination and ordered Employee to serve a 15-day suspension. Employee filed a Petition for Attorney’s Fees on July 2, 2015. Agency filed a Motion to Stay Litigation Regarding Attorney Fees on July 23, 2015. The undersigned issued an Order on July 31, 2015, which ordered that the issue regarding attorney fees be held in abeyance until the parties completed their settlement discussions. The parties were ordered to update the undersigned on or before August 31, 2015. After not receiving an update from the parties regarding the issue of attorney fees well beyond the deadline, an Order was issued on November 13, 2015, for the issue of attorney fees to proceed on the merits. Prior to a decision on attorney fees being issued, the parties submitted a signed Settlement Agreement on December 7, 2015, indicating that the issue of attorney fees had been resolved. The record is now closed.

**JURISDICTION**

Jurisdiction of this Office is established in this matter pursuant to D.C. Official Code § 1-606.08.

ISSUE

Whether Employee's Petition for Attorney fees should be dismissed as a result of a Settlement Agreement.

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.

Here, an Agreement and Release Statement was signed by both parties and submitted on December 7, 2015. Accordingly, Employee's Petition for Attorney's Fees shall be dismissed.

ORDER

It is hereby **ORDERED** that Employee's Petition for Attorney's Fees is **DISMISSED**.

FOR THE OFFICE:

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Arien P. Cannon, Esq.  
Administrative Judge