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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
LINDA SHABAZZ,)	
Employee)	OEA Matter No. 2401-0232-11
)	
v.)	Date of Issuance: July 9, 2013
)	
DEPARTMENT OF PUBLIC WORKS,)	MONICA DOHNJI, Esq.
Agency)	Administrative Judge
_____)	
Linda Shabazz, <i>Employee Pro Se</i>		
Andrea Comentale, Esq., Agency Representative		

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On September 28, 2011, Linda Shabazz (“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 her pursuant to a Reduction-in-Force (“RIF”), effective September 30, 2011. Following several Motions for Extension of time from Agency, on December 12, 2011, Agency submitted its Answer to Employee’s Petition for Appeal noting that Employee’s separation pursuant to the RIF had been rescinded and as such, the matter is moot.

This matter was assigned to the undersigned on June 26, 2013. During a telephonic conversation between Employee and the undersigned, Employee stated that she wanted to withdraw her Petition for Appeal in this matter. The undersigned advised Employee that in order for her request to be considered, she has to submit a signed written Notice of Withdrawal. Employee noted that she would fax over her withdrawal letter and also requested that the undersigned email the Office fax number to her. Thereafter, on July 1, 2013, the undersigned issued an Order requiring Employee to address the jurisdiction issue in this matter or in the alternative submit her voluntary withdrawal letter. On July 8, 2013, this Office received Employee’s Voluntary Withdrawal Notice stating that “I Linda Shabazz withdrawal [sic] from the OEA matter # 2401-0232-11...” 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

In the instant matter, based on Employee's letter dated July 8, 2013, I find that Employee has voluntarily withdrawn her appeal, and therefore, her Petition for Appeal is dismissed.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