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DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
)	
ASFAW ASFAW,)	OEA Matter No.: 1601-0104-12
Employee)	
)	Date of Issuance: October 19, 2012
v.)	
)	
OFFICE OF THE STATE)	STEPHANIE N. HARRIS, Esq.
SUPERINTENDENT OF EDUCATION,)	Administrative Judge
Agency)	
)	
)	

Asfaw Asfaw, Employee *Pro-Se*
Hillary Hoffman-Peak, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On May 23, 2012, Employee appealed his termination from the District of Columbia Office of the State Superintendent of Education (“Agency” or “OSSE”) for “[a]ny on-duty or employment related act or omission that interferes with the efficiency and integrity of government operations” as described in Chapter 16 of the District Personnel Manual.¹

After Meditation Conferences held on July 26, 2012, and July 27, 2012, the parties were able to reach a settlement in this matter. On September 27, 2012, the parties submitted their signed agreement, noting that Employee would withdraw his Petition for Appeal. Subsequently, Employee was directed to submit a signed Statement of Withdrawal, which was received on October 1, 2012. This matter was assigned to me on October 10, 2012. The record is now closed.

JURISDICTION

The Office has jurisdiction pursuant to D.C. Official Code § 1-606.03 (2001).

¹ See Agency Answer, p. 2 (June 25, 2012).

ISSUE

Whether this matter 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.

The parties have submitted an executed settlement agreement, including a Statement of Withdrawal from employee. Therefore, Employee's Petition for Appeal is dismissed.

ORDER

It is hereby **ORDERED** that the petition in this matter is **DISMISSED**.

FOR THE OFFICE:

STEPHANIE N. HARRIS, Esq.
Administrative Judge