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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	OEA Matter No.: 1601-0052-12
EULA LAW,)	
Employee)	
)	Date of Issuance: January 2, 2015
v.)	
)	
DEPARTMENT OF YOUTH)	
REHABILITATION SERVICES,)	
Agency)	
_____)	
Eula Law, <i>Pro se</i>)	Arien P. Cannon, Esq.
Rahsaan Dickerson, Esq., Agency Representative)	Administrative Judge

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On January 23, 2012, Eula Law (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“Office” or “OEA”) challenging the Department of Youth Rehabilitation Services’ (“Agency”) decision to suspend her for fifteen (15) days. Employee is employed as a Youth Development Representative with Agency. This matter was assigned to me on August 26, 2013. A Status Conference was held on January 28, 2014. Subsequently, a Post Status Conference Order required the parties to submit briefs addressing the issues in this matter. Based upon the submission of the parties, I determined that an Evidentiary Hearing was warranted. Prior to the Evidentiary Hearing, the parties settled this matter and a withdrawal of appeal was filed with this Office on December 30, 2014. The record is now closed.

JURISDICTION

Jurisdiction of this Office is established in this matter pursuant to D.C. Official Code § 1-606.03 (2001).

ISSUE

Whether Employee's Petition for Appeal should be dismissed based on her voluntary withdrawal as a result of settlement negotiations.

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.

On December 30, 2014, Employee submitted a Withdrawal of Appeal to this Office as a result of settlement negotiations between the parties. Accordingly, Employee's Petition for Appeal is hereby **DISMISSED** with prejudice.

ORDER

It is hereby **ORDERED** that Employee's Petition for Appeal is **DISMISSED** with prejudice.

FOR THE OFFICE:

Arien P. Cannon, Esq.
Administrative Judge