

Notice: This decision may be formally revised before it is published in the District of Columbia Register. Parties should promptly notify the Administrative Assistant of any formal errors so that this Office can correct them before publishing the decision. This notice is not intended to provide an opportunity for a substantive challenge to the decision.

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
DANNY BATES)	OFA Matter No. 2401-0068-05
Employee)	
)	Date of Issuance: October 5, 2005
v.)	
)	Sheryl Sears, Esq.
)	Administrative Judge
D.C. PUBLIC SCHOOLS)	
Agency)	
_____)	

Danny Bates, Employee, *Pro Se*
Harriet E. Segar, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND FINDINGS OF FACT

In a letter dated May 20, 2005, David Gilmore, Transportation Administrator, notified Employee that his position as a Motor Vehicle Operator would be abolished and he would be removed as part of a reduction in force (RIF). On the same date, Mr. Gilmore sent Employee a letter offering him an equivalent position.

On June 9, 2005, Employee filed an appeal with this Office. However, on August 30, 2005, the Office received a letter from Mr. Bates withdrawing his appeal. The record is now closed.

JURISDICTION

The Office has jurisdiction pursuant to D.C. OFFICIAL CODE § 1-606.03 (2001 repl.).

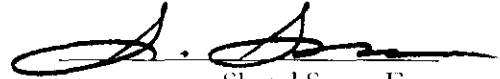
ANALYSIS AND CONCLUSION

Based upon Employee's voluntary withdrawal, his petition for appeal shall be dismissed with prejudice.

ORDER

It is hereby ORDERED that the petition in this matter is dismissed with prejudice.

FOR THE OFFICE:

A handwritten signature in black ink, appearing to read 'S. Sears', written over a horizontal line.

Sheryl Sears, Esq.
Administrative Judge