

Notice: This decision is subject to formal revision before publication in the District of Columbia Register and OEA Website. Parties are requested to notify the Office Manager of any formal errors in order that corrections may be made prior to publication. 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:)	
)	
EMPLOYEE,)	OEA Matter No. J-0054-22
)	
v.)	Date of Issuance: December 2, 2022
)	
OFFICE OF THE ATTORNEY GENERAL,)	JOSEPH E. LIM, ESQ.
)	Senior Administrative Judge
)	
Employee <i>pro se</i>		
Daniel Thaler, Esq., Agency Representative		

INITIAL DECISION

PROCEDURAL HISTORY

Employee filed a petition with the Office of Employee Appeals (“OEA”) on or about May 28, 2022, appealing the decision of the Office of the Attorney General (“OAG” or “Agency”) to transfer her as a Case Management Specialist from the Enforcement Unit to the Establishment Unit effective May 23, 2022. OEA requested Agency’s response on May 24, 2022, and Agency submitted its response on June 22, 2022. After Agency filed a Motion to Dismiss for Lack of Jurisdiction, this matter was assigned to me on July 5, 2022. I issued an Order to Employee to address the jurisdiction issue. After Employee failed to respond, I issued a Show Cause Order. Employee submitted her response on October 7, 2022. I then reissued the Order to Employee to address the jurisdiction issue. Thereafter, Employee mailed a November 17, 2022, voluntary withdrawal of her appeal. The record is closed.

JURISDICTION

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

ISSUE

Should the petition be dismissed?

FINDINGS OF FACT, ANALYSIS AND CONCLUSIONS

Since Employee has voluntarily withdrawn her appeal, Employee's petition for appeal is dismissed.

ORDER

It is hereby ORDERED that this matter is DISMISSED with prejudice.

FOR THE OFFICE:

s/Joseph Lim
Joseph E. Lim, Esq.
Senior Administrative Judge