

Notice: This decision may be formally revised before it is published in the District of Columbia Register. Parties should promptly notify the Office Manager 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 substantive challenge to the decision.

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
JUDYTHE C. VAUGHAN)	OEA Matter No. 1601-0186-99
Employee)	
v.)	Date of Issuance: March 20, 2006
DEPARTMENT OF HUMAN)	Sheryl Sears, Esq.
SERVICES)	Administrative Judge
Agency)	

David A. Branch, Esq., Employee Representative
Ross Buchholz, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION

Employee was a Social Worker in the Child and Family Services Agency (CSFA) of the D.C. Department of Human Services. On August 23, 1999, Ernestine F. Jones, General Receiver of CFSA, notified Employee that she would be removed effective August 27, 1999, for alleged acts of insubordination. On September 22, 1999, Employee filed a petition for appeal with this Office. This Judge convened a pre-hearing conference and a status conference. The first day of the evidentiary hearing was on February 22, 2006. A second day of hearing was calendared for March 24, 2006.

On March 20, 2006, the parties met with Mediator Daryl Hollis, Esq. and agreed upon terms of settlement. They have submitted a signed settlement agreement into the record. As part of the settlement agreement, Employee withdrew her appeal.

JURISDICTION

The Office of Employee Appeals has jurisdiction in this matter pursuant to D.C. Official Code § 1-606.3 (2001).

ISSUES

Whether Employee's appeal should be dismissed pursuant to the parties' settlement agreement.

ANALYSIS AND CONCLUSIONS

The D.C. Code Ann. (2001), at § 1-606.6(b), states, in relevant portion, that "a settlement agreement, prepared and signed by all the parties, shall constitute the final and binding resolution of the appeal." The parties have prepared and signed a settlement agreement in this matter. It is a final and binding resolution of this appeal. Therefore, Employee's appeal will be dismissed.

ORDER

It is hereby ORDERED that Employee's petition for appeal is dismissed.

FOR THE OFFICE:

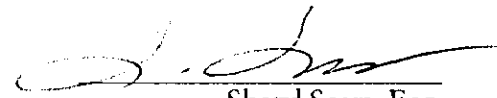

SHERYL SEARS, ESQ.
ADMINISTRATIVE JUDGE

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ORDER CLOSING THE RECORD

Pursuant to OEA Rule 630.1, 46 D.C. Reg. 9317 (1999), it is hereby ORDERED that the record in the above-captioned matter will close effective at the close of business on March 21, 2006. Pursuant to OEA Rule 630.2, 46 D.C. Reg. 9317 (1999), once the record closes no additional evidence or argument shall be accepted unless the presiding official reopens the record.


Sheryl Sears, Esq.
Administrative Judge