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**THE DISTRICT OF COLUMBIA**  
**BEFORE**  
**THE OFFICE OF EMPLOYEE APPEALS**

In the Matter of:	)	
EMPLOYEE <sup>1</sup> ,	)	OEA Matter No. 1601-0030-23
	)	
v.	)	Date of Issuance: March 31, 2023
	)	
OFFICE OF THE STATE	)	
SUPERINTENDENT OF EDUCATION,	)	MONICA DOHNJI, Esq.
Agency	)	Senior Administrative Judge
	)	
	)	
Employee, <i>Pro Se</i>	)	
Vincent Enriquez, Esq., Agency’s Representative	)	

**INITIAL DECISION**

**INTRODUCTION AND PROCEDURAL HISTORY**

On February 27, 2023, Employee filed a Petition for Appeal with the Office of Employee Appeals (“OEA”) contesting the Office of the State Superintendent of Education’s (“Agency” or “OSSE”) decision to terminate her from her position of Motor Vehicle Operator, effective February 10, 2023. OEA issued a Request for Agency Answer to Petition for Appeal on February 27, 2023. Thereafter, on March 29, 2023, Agency filed a Joint Motion to Dismiss noting that this matter should be dismissed with prejudice because the parties have reached and executed a settlement agreement in this matter. Agency included a copy of the executed agreement to its Motion.<sup>2</sup> This matter was assigned to the undersigned on March 29, 2023. The record is now closed.

**JURISDICTION**

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

**ISSUE**

Whether Employee’s Petition for Appeal should be dismissed.

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<sup>1</sup> Employee’s name was removed from this decision for the purposes of publication on the Office of Employee Appeals’ website.

<sup>2</sup> Joint Motion to Dismiss (March 29, 2023).

ANALYSIS AND CONCLUSIONS OF LAW

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.

In the instant matter, since the parties have reached a settlement agreement, and have made a joint request that this matter be dismissed, I find that Employee's Petition for Appeal should be dismissed.

ORDER

It is hereby **ORDERED** that the Petition for Appeal in this matter is **DISMISSED**.

FOR THE OFFICE:

/s/ *Monica N. Dohnji*

MONICA DOHNJI, Esq.  
Senior Administrative Judge