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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
ALEXANDRA BROWNFELD,)	
Employee)	OEA Matter No. 1601-0142-11
)	
v.)	Date of Issuance: May 1, 2013
)	
D.C. PUBLIC SCHOOLS,)	MONICA DOHNJI, Esq.
Agency)	Administrative Judge
_____)	

Alexandra Brownfeld, *Employee Pro Se*
Sara White, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On July 25, 2011, Alexandra Brownfeld (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or “Office”) contesting the D.C. Public Schools’ (“DCPS” or “Agency”) decision to terminate her effective August 13, 2011. At the time of her termination, Employee was a Teacher at Burroughs Elementary School. Employee was terminated for receiving an IMPACT rating of “Minimally Effective” for the 2009-2010 school year, and the 2010-2011 school year. On September 14, 2011, Agency submitted its Answer to Employee’s Petition for Appeal.

This matter was assigned to the undersigned on March 29, 2013. Thereafter, on April 8, 2013, the undersigned issued an Order Convening a Status Conference on May 8, 2013. On April 30, 2013, the undersigned received a letter from Employee noting that “I wish to end my appeal through this [O]ffice as the matter has been resolved.”¹ This matter is now closed.

JURISDICTION

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

¹ See Employee’s Letter dated April 30, 2013.

ISSUE

Whether this appeal should be dismissed.

ANALYSIS AND CONCLUSION

In her April 30, 2013 Letter to this Office, Employee highlighted that “this matter has been resolved to my satisfaction through the District of Columbia Public Schools’ Chancellor’s Appeal Process. I received and signed a Reinstatement Restoration Agreement from the District of Columbia Public Schools on December 7, 2011....I wish to end my appeal through this [O]ffice as the matter has been resolved.”

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In the instant matter, since Employee has submitted an executed settlement agreement, and Employee has voluntarily withdrawn her Petition for Appeal, I find that Employee's Petition for Appeal is dismissed.

ORDER

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

FOR THE OFFICE:

MONICA DOHNJI, Esq.
Administrative Judge