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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
)	
MICHAEL TAYLOR)	OEA Matter No. 1601-0017-04
Employee)	
v.)	Date of Issuance: December 8, 2005
)	
D.C. OFFICE OF PROPERTY)	Lois Hochhauser, Esq.
MANAGEMENT)	Administrative Judge
Agency)	

Gina Lightfoot-Walker, Esq., Employee Representative
Pamela Smith, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND STATEMENT OF FACTS

Employee filed a petition for appeal with the Office of Employee Appeals (OEA) on December 15, 2003, appealing Agency's decision to remove him from his position as a Police Officer, effective November 15, 2003. At the time of the removal, Employee was in permanent, full-time and career status.

The matter was assigned to this Administrative Judge on or about November 12, 2004, and a prehearing conference was held on December 3, 2004. A hearing was scheduled. However, prior to the hearing date, the parties agreed to avail themselves of the mediation services offered by OEA. On or about August 19, 2005, in response to an Order issued by this Administrative Judge, the parties advised the Administrative Judge that they had entered into a settlement agreement. However, the agreement provided that Employee would withdraw the matter only after Agency complied with the terms of the settlement agreement.

The parties continued to provide the Administrative Judge with status reports, as directed. On December 7, 2005, Employee, through counsel, notified the Administrative Judge, via electronic mail, that the employee was withdrawing his appeal.

JURISDICTION

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

ISSUE

Should this petition for appeal be dismissed?

ANALYSIS AND CONCLUSION

Employee has now requested that the matter be withdrawn based on compliance with the settlement agreement. Dismissal of this matter is consistent with D.C. Official Code § 1-606.06 (2001).

ORDER

It is hereby:

ORDERED: The petition for appeal is DISMISSED.

FOR THE OFFICE:

Lois Hochhauser / LH
LOIS HOCHHAUSER, Esq.
Administrative Judge