

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 a substantive challenge to the decision.

DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
CHARLES WEST,)	OEA Matter No. 2401-0257-09
Employee)	
)	Date of Issuance: May 4, 2011
v.)	
)	Sommer J. Murphy, Esq.
OFFICE OF PUBLIC EDUCATION,)	Administrative Judge
FACILITIES MODERNIZATION,)	
Agency)	
_____)	

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On September 2, 2009, Employee filed a petition for appeal with the Office of Employee Appeals (“OEA”) contesting the District of Columbia’s decision to terminate him. Agency’s notice informed Employee that he was being separated from service as a result of a Reduction-in-Force (“RIF”). Employee’s termination was effective on September 29, 2009.

This matter was assigned to me on or around January 7, 2011. I issued an Order on March 25, 2011, directing the parties to appear for a status conference on February 17, 2011, to discuss issues regarding the RIF. On April 28, 2011, Employee filed a request to withdraw the petition for appeal. 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 this matter should be dismissed.

ANALYSIS AND CONCLUSION

The Employee has voluntarily withdrawn his petition for appeal. Based on the foregoing, this matter is now dismissed.

ORDER

It is hereby ORDERED that this matter be DISMISSED.

FOR THE OFFICE:

Sommer J. Murphy, Esq.
Administrative Judge