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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
STEVEN ALLEN,)	
Employee)	OEA Matter No.: 1601-0055-13
)	
v.)	Date of Issuance: April 11, 2014
)	
D.C. DEPARTMENT OF CONSUMER)	
AND REGULATORY AFFAIRS,)	MONICA DOHNJI, Esq.
Agency)	Administrative Judge
_____)	

Steven Allen, Employee *Pro Se*
Adrienne Lord-Sorensen, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On February 13, 2013, Steven Allen (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or “Office”) contesting the Department of Consumer & Regulatory Affairs’ (“DCRA” or “Agency”) decision to suspend him for thirty (30) days without pay from his position as an Investigator. On March 22, 2013, Agency filed its Answer to Employee’s Petition for Appeal.

I was assigned this matter on February 24, 2014. Thereafter, on February 25, 2014, the undersigned issued an Order scheduling a Status Conference for March 25, 2014. During the Status Conference, the parties agreed to mediate this matter. A mediation conference was scheduled for April 22, 2014. On April 8, 2014, the parties notified this office that they had reached a settlement agreement. Additionally, Employee submitted a Motion to withdraw his Petition for Appeal, wherein, Employee requested that this Office grant his Motion to withdraw, since the parties were able to reach a settlement agreement. 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 appeal should be dismissed.

ANALYSIS AND CONCLUSION

Employee stated in his April 8, 2014, Motion to withdraw his Petition for Appeal that he is "...filing a Motion to [w]ithdraw with prejudice the above-captioned matter because the parties were able to reach a settlement agreement."

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In the instant matter, since the parties have agreed and executed a settlement agreement, and Employee has voluntarily withdrawn his Petition for Appeal, I find that Employee's Petition for Appeal is dismissed.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