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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
GEORGE ADINUBA,)	
Employee)	OEA Matter No. 1601-0069-11
)	
v.)	Date of Issuance: June 7, 2013
)	
D.C. DEPARTMENT OF)	
MENTAL HEALTH,)	
Agency)	Eric T. Robinson, Esq.
)	Senior Administrative Judge
_____)	
Harold L. Levi, Esq., Employee Representative)	
Margaret Radabaugh, Esq., Agency Representative)	

INITIAL DECISION

PROCEDURAL BACKGROUND

On February 16, 2011, (“Employee”) submitted a petition for appeal to the Office of Employee Appeals (“OEA”) contesting the District of Columbia Department of Mental Health (“Agency”) action of removing him from service. I was assigned this matter on or around July 30, 2012. On August 28, 2012, I issued an Order Convening a Prehearing Conference initially set for October 2, 2012. Pursuant to Employee’s request for an extension of time, the Prehearing Conference was held on November 27, 2012. The Prehearing Conference was held as scheduled and as a result, the parties requested that this matter be referred to the OEA’s Mediation Department. On June 5, 2012, the mediator assigned to this matter, Sommer J. Murphy, Esq., informed the undersigned that the parties had reached a settlement of their differences. On May 31, 2013, Employee, through counsel, submitted an executed request to withdraw his petition for appeal noting that this matter had been settled. The record is now closed.

JURISDICTION

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

ISSUE

Whether this matter should be dismissed.

ANALYSIS AND CONCLUSION

Since Employee, through counsel, voluntarily withdrew his petition for appeal, I find that Employee's petition for appeal should be dismissed.

ORDER

It is hereby ORDERED that the above-captioned petition for appeal be dismissed.

FOR THE OFFICE:

ERIC T. ROBINSON ESQ.
Senior Administrative Judge