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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	OEA Matter No.: 2401-0362-10
KEITH A. BEASLEY,)	
Employee)	
)	Date of Issuance: May 15, 2014
v.)	
)	
DISTRICT OF COLUMBIA)	
PUBLIC SCHOOLS,)	
Agency)	Sommer J. Murphy, Esq.
_____)	Administrative Judge
Diana Bardes, Esq., Employee Representative)	
Carl Turpin, Esq., Agency Representative)	

INITIAL DECISION

INTRODUCTION AND PROCEDURAL HISTORY

On August 12, 2010, Keith Beasley (“Employee”) filed a Petition for Appeal with the Office of Employee Appeals (“OEA” or the “Office”) contesting the District of Columbia Schools’ (“Agency” or “DCPS”) action of terminating his employment through a Reduction-in-Force (“RIF”). The effective date of the RIF was September 4, 2010. Employee’s position of record at the time his position was abolished was Custodian Foreman at Hart Middle School.

I was assigned this matter in July of 2012. On July 25, 2012, I issued an Order scheduling a Status Conference for the purpose of assessing the parties’ arguments. Due to scheduling conflicts, orders rescheduling the Status Conference were issued on August 1, 2012, October 10, 2012, and October 24, 2012. A Status Conference was held on November 5, 2012. I subsequently ordered the parties to submit written briefs, addressing whether the instant RIF was conducted in accordance with all applicable District of Columbia statutes, laws, and regulations. Agency submitted its final reply brief on March 12, 2013. After reviewing the parties’ submissions, the Undersigned determined that an Evidentiary Hearing was warranted because there were material issues of fact to be adjudicated. Thus, on October 2, 2013, I issued an Order scheduling a Prehearing Conference. The Evidentiary Hearing was subsequently rescheduled to be held on February 18, 2014. However, prior to the date of the hearing, the parties opted to engage in settlement negotiations. The parties settled the matter, and on May 15, 2014, Employee submitted a Joint Stipulation of Dismissal. 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

Since Employee has submitted a voluntarily withdrawal of his appeal, Employee's Petition for Appeal is hereby dismissed.

ORDER

It is **ORDERED** that Employee's Petition for Appeal is **DISMISSED**.

FOR THE OFFICE:

SOMMER J. MURPHY, ESQ.
ADMINISTRATIVE JUDGE