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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
CHARKEITA HALL,)	
Employee)	OEA Matter No. 1601-0131-15
)	
v.)	Date of Issuance: July 29, 2016
)	
OFFICE OF THE STATE)	Monica Dohnji, Esq.
SUPERINTENDENT OF EDUCATION,)	Senior Administrative Judge
Agency)	
_____)	

William G. Dansie, Esq., Employee Representative
Hillary Hoffman-Peak, Esq., Agency's Representative

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On August 25, 2015, Charkeita Hall ("Employee") filed a Petition for Appeal with the Office of Employee Appeals ("OEA" or "Office") contesting the Office of the State Superintendent of Education's ("Agency") decision to terminate her from her position as a Motor Vehicle Operator effective August 21, 2015. On September 30, 2015, Agency submitted its Answer to Employee's Petition for Appeal.

This matter was assigned to the undersigned on November 18, 2015. A Status/Prehearing Conference was held in this matter on January 19, 2016. A Prehearing Conference was scheduled for February 23, 2016. Following several extension requests, the parties informed the undersigned that they had reached a settlement agreement in this matter. Thereafter, on July 28, 2016, Employee's representative emailed Employee's Voluntary Notice of Withdrawal. Employee stated that the parties had reached and executed a settlement agreement and therefore, the current matter should be closed.¹

¹ Voluntary Notice of Withdrawal (July 28, 2016).

JURISDICTION

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

ISSUE

Whether Employee's Motion for Attorney Fees should be dismissed.

ANALYSIS AND CONCLUSIONS OF LAW

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In the instant matter, since the parties have agreed and executed a settlement agreement, and Employee has voluntarily withdrawn her appeal, I find that Employee's Petition for Appeal is dismissed.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