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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

| | | |
|--|---|---------------------------------|
| In the Matter of: |) | |
| |) | |
| EMPLOYEE, |) | OEA Matter No. 1601-0047-24 |
| |) | |
| v. |) | Date of Issuance: July 29, 2024 |
| |) | |
| DEPARTMENT OF |) | JOSEPH E. LIM, ESQ. |
| GENERAL SERVICES, |) | SENIOR ADMINISTRATIVE JUDGE |
| <u>Agency</u> |) | |
| Employee <i>pro se</i> |) | |
| Erin Meadors, Esq. Agency Representative |) | |

INITIAL DECISION

PROCEDURAL HISTORY

Employee filed a petition with the Office of Employee Appeals (“OEA”) on May 7, 2024, appealing the decision of the D.C. Department of General Services (“Agency”) to remove him from his position as a Maintenance Mechanic effective April 12, 2024, for testing positive for cannabinoids during a random drug test. In response to OEA’s May 7, 2024, request, Agency submitted its answer to the appeal on June 6, 2024. The matter was assigned to me on June 6, 2024. I held a July 11, 2024, Prehearing Conference wherein Employee explained his failure to submit a prehearing statement as ordered by stating that he was not interested in returning to the Agency as he had obtained employment in the private sector. On July 16, 2024, Employee emailed a request for his appeal to be withdrawn and dismissed. The record is closed.

JURISDICTION

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

ISSUE

Should the petition be dismissed?

FINDINGS OF FACT, ANALYSIS AND CONCLUSIONS

Since Employee has voluntarily withdrawn his appeal, Employee's petition for appeal is dismissed.

ORDER

It is hereby ORDERED that this matter is DISMISSED with prejudice.

FOR THE OFFICE:

/s/ Joseph Lim
Joseph E. Lim, Esq.
Senior Administrative Judge