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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
)	
EMPLOYEE,)	OEA Matter No. 1601-0010-25
Employee)	
)	Date of Issuance: February 5, 2025
v.)	
)	JOSEPH E. LIM, ESQ.
DEPARTMENT OF ENERGY &)	SENIOR ADMINISTRATIVE JUDGE
ENVIRONMENT,)	
Agency)	
Employee <i>pro se</i>)	
David Dickman, Esq. Agency Representative)	

INITIAL DECISION

PROCEDURAL HISTORY

Employee filed a petition with the Office of Employee Appeals (“OEA”) on November 14, 2024, appealing the decision of the D.C. Department of Energy and Environment (“Agency”) to remove him from his position as an Environmental Protection Specialist effective October 28, 2024, for Unauthorized Absence without Leave (“AWOL”) and Neglect of Duty. In response to OEA’s November 15, 2024, request, Agency submitted its answer to the appeal on December 16, 2024. The matter was assigned to me on December 16, 2024. I held a February 3, 2025, Prehearing Conference wherein Employee explained his failure to submit a prehearing statement as ordered. After Employee discussed with Agency his prospects for regaining his position, Employee conceded that he had no viable excuse for his AWOL. On February 4, 2025, Employee emailed a request for his appeal to be withdrawn and dismissed.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Since Employee has voluntarily withdrawn his appeal, Employee's petition for appeal is dismissed.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