

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	OEA Matter No.: 1601-0382-10
Jared McKinney,)	
Employee)	
)	Date of Issuance: January 2, 2013
v.)	
)	
DC Fire &)	Joseph E. Lim, Esq.
Emergency Medical Services Dept.,)	Senior Administrative Judge
Agency)	
_____)	

Jared McKinney, Employee pro se
Ross Bucholz, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND STATEMENT OF FACTS

Employee filed a petition for appeal with the Office of Employee Appeals (OEA) on August 25, 2010, appealing Agency’s final decision to suspend him for “any on-duty act or omission that the employee knew or should have reasonably known is a violation of law.” This matter was assigned to the undersigned on or around August 20, 2012. I ordered the parties to submit a legal brief. Around December 2012, the parties informed me that they had agreed to a settlement. On December 31, 2012, Employee subsequently submitted a withdrawal of his petition. The record is now closed.

JURISDICTION

This Office has jurisdiction pursuant to D.C. Office Code Section 1-606.03 (2001).

ISSUE

Should this matter be dismissed?

FINDINGS OF FACT, ANALYSIS AND CONCLUSIONS

The Administrative Judge is authorized to dismiss this matter based on Employee’s request that the petition for appeal be withdrawn as a result of the voluntary settlement of the matter. *See Rollins v. District of Columbia Public Schools*, OEA Matter No. J-0086-92, *Opinion and Order on Petition for Review* (December 3, 1990).

ORDER

It is hereby ORDERED that the petition for appeal is DISMISSED with prejudice.

FOR THE OFFICE:

Joseph E. Lim, Esq.
Senior Administrative Judge