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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
)	
EMPLOYEE,)	OEA Matter No. 1601-0053-23
)	
v.)	Date of Issuance: November 29, 2023
)	
D.C. PUBLIC SCHOOLS,)	JOSEPH E. LIM, ESQ.
<u>Agency</u>)	Senior Administrative Judge
Brandi Eby, Employee <i>pro se</i>		
Gehrie Bellamy, Esq., Agency Representative		

INITIAL DECISION

PROCEDURAL HISTORY

Employee filed a petition with the Office of Employee Appeals (“OEA”) on August 4, 2023, appealing the decision of the D.C. Public Schools (“Agency”) to remove her from her position as a Teacher effective August 4, 2023, due to an unsatisfactory IMPACT¹ rating. In response to OEA’s August 4, 2023, request, Agency submitted its answer to the appeal on September 1, 2023. The matter was assigned to me on September 1, 2023. I held a November 21, 2023, Prehearing Conference wherein Employee disclosed her desire to withdraw her appeal. On November 21, 2023, Employee emailed a request for her appeal to be withdrawn and dismissed with prejudice, indicating that she was doing this on her own volition. 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Since Employee has voluntarily withdrawn her appeal, Employee's petition for appeal is dismissed.

¹ IMPACT is Agency’s performance rating system for its employees.

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