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**THE DISTRICT OF COLUMBIA**  
**BEFORE**  
**THE OFFICE OF EMPLOYEE APPEALS**

In the Matter of:	)	
	)	
THOMAS LEWIS,	)	
Employee	)	OEA Matter No. 1601-0113-05
	)	
v.	)	Date of Issuance: March 16, 2006
	)	
D.C. DEPARTMENT OF	)	
CORRECTIONS,	)	
Agency	)	ERIC T. ROBINSON, Esq.
	)	Administrative Judge
	)	
Thomas Lewis, Employee Pro-Se		
Fred Staten Jr., Agency Representative		

**INITIAL DECISION**

INTRODUCTION, PROCEDURAL HISTORY, AND STATEMENT OF FACTS

On July 29, 2005, the Employee filed a Petition for Appeal with the Office of Employee Appeals (hereinafter "the Office") contesting Agency's adverse action terminating his employment. This matter was referred to this Office's Mediation and Conciliation Program. A mediation conference was conducted on October 31, 2005. Under the auspices of the aforementioned program the parties were able to come to a mutually agreeable settlement of this matter. Part of this settlement required the Employee to be reinstated to his last position of record as a Correctional Officer with the Agency. On March 13, 2006, the Agency submitted a Motion to Dismiss which states in pertinent part that the "[e]mployee was reinstated to full duty with no loss of pay, benefits or seniority, effective February 21, 2006." The Agency buttresses this contention with an Official Personnel Form 50 which shows that Employee has been returned to duty. On or about March 15, 2006, the Employee confirmed that he had in fact returned to work on February 21, 2006<sup>1</sup>. I was assigned this matter on March 16, 2006.

<sup>1</sup> The Employee's confirmation was received via a telephone conversation with one of the mediators who participated in the settlement of this matter.

ISSUE

Whether this case may be dismissed.

JURISDICTION

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

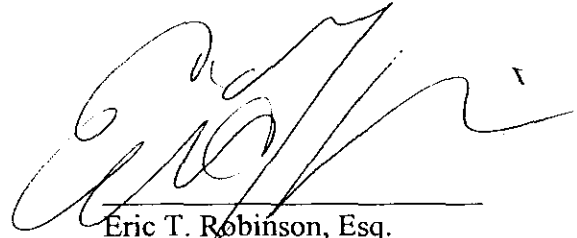
ANALYSIS AND CONCLUSION

The parties have informed the Office that a settlement agreement has been reached and its provisions fulfilled by the parties. Pursuant to the fulfillment of the aforementioned settlement agreement I find that there are no genuine issues in dispute. Therefore, I conclude that this matter should be dismissed.

ORDER

It is hereby ORDERED that Agency's Motion to Dismiss is GRANTED and that this matter is DISMISSED.

**FOR THE OFFICE:**



Eric T. Robinson, Esq.  
Administrative Judge