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

_____	)	
In the Matter of:	)	
	)	
EMPLOYEE,	)	
Employee	)	OEA Matter No. 1601-0014-24
	)	
v.	)	Date of Issuance: October 17, 2024
	)	
DEPARTMENT OF HEALTH,	)	
Agency	)	Eric T. Robinson, Esq.
	)	Senior Administrative Judge
_____	)	
Kelly S. Buchanan, Esq., Employee Representative	)	
Jeremy Greenberg, Esq., Agency Representative	)	

**INITIAL DECISION**

**INTRODUCTION AND PROCEDURAL HISTORY**

On December 4, 2023, Employee filed a Petition for Appeal in the above captioned matter contesting the District of Columbia Department of Health (the “Agency”) action of separating her from service due to a charge of Failing to Meet Performance Standards.<sup>1</sup> Employee’s last position of record with the Agency was Training Specialist (CS13). On December 5, 2023, the OEA sent a notice to the Agency requesting that it submit an Answer to Employee’s Petition for Appeal. According to this notice, the Agency’s Answer was due on or before January 4, 2024. The Agency timely filed its Answer on January 4, 2024. This matter was assigned to the Undersigned Administrative Judge on January 5, 2024. After review, a Prehearing/Status Conference was initially set to convene on February 13, 2024, however, the parties requested an extension of time due to the entry of appearance of new Agency counsel in this matter. This request was granted, and the Prehearing/Status conference was continued until May 15, 2024. As a result of this conference, an Evidentiary Hearing was scheduled for October 30, 2024. During the interim, the parties participated in settlement talks on their own accord. On October 16, 2024, Employee, through counsel, submitted an executed Notice of Dismissal which indicated that she was requesting that the above-captioned matter be dismissed. After reviewing the salient documents of record, I have determined that no further proceedings are necessary. The record is now closed.

<sup>1</sup> 6B DCMR § 1605.4 and 6B DCMR § 1607.2(m).

JURISDICTION

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

ISSUE

Whether this matter should be dismissed.

ANALYSIS AND CONCLUSION

Since Employee voluntarily withdrew her Petition for Appeal, I find that Employee's Petition for Appeal should be dismissed.<sup>2</sup>

ORDER

Based on the foregoing, it is hereby ORDERED that the above-captioned Petition for Appeal be dismissed.

FOR THE OFFICE:

/s/ Eric T. Robinson

Eric T. Robinson, Esq.  
Senior Administrative Judge

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<sup>2</sup> In accordance with Employee's withdrawal of her Petition for Appeal, the Evidentiary Hearing that was scheduled for October 30, 2024, is hereby CANCELLED.