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**THE DISTRICT OF COLUMBIA**

**BEFORE**

**THE OFFICE OF EMPLOYEE APPEALS**

In the Matter of:	)	
	)	
GEORGE LEWIS	)	OEA Matter No. 1601-0024-01
Employee	)	
	)	Date of Issuance: October 28, 2005
v.	)	
	)	Joseph E. Lim, Esq.
METROPOLITAN POLICE DEPARTMENT	)	Senior Administrative Judge
Agency	)	

Frank McDougald, Esq., Agency Representative  
H. James West, Esq., Employee Representative

**INITIAL DECISION**

PROCEDURAL BACKGROUND

On February 7, 2001, Employee filed a petition for appeal with this Office, challenging Agency's final decision to remove him for a March 4, 1998 criminal conviction in the District of Columbia Superior Court for felony threats and assault against his spouse. Based on the factual admissions Employee made, a Police Trial Board recommended on June 19, 1998, that the charges be sustained but suggested a reduction in penalty to a 120-day suspension. On December 12, 1998, the Deciding Official disregarded the Disinterested Designee's recommendation of a 120-day suspension and removed Employee.

This matter was assigned to me on February 25, 2003. After several requests for postponement by Employee, I held a Status Conference on April 21, 2004. Subsequently the parties asked for more time to discuss possible settlement of the matter. On October 24, 2005, Agency submitted a note indicating that the parties have settled.

JURISDICTION

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

ISSUE

Whether this matter should be dismissed.

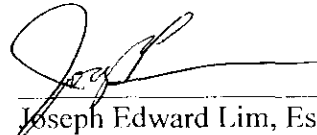
ANALYSIS AND CONCLUSION

Since the parties have settled the matter, Employee's petition for appeal is dismissed.

ORDER

It is hereby ORDERED that the petition in this matter is dismissed.

FOR THE OFFICE:



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Joseph Edward Lim, Esq.  
Senior Administrative Judge