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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
WAZEEH RAJI)	OEA Matter No. 1601-0210-04
Employee)	
)	Date of Issuance: August 1, 2005
v.)	
)	Daryl J. Hollis, Esq.
)	Senior Administrative Judge
OFFICE OF THE CHIEF FINANCIAL)	
OFFICER)	
Agency)	
_____)	

Richard Link, Esq., Employee Representative
Daryl Anne Miller, Esq., Agency Representative

INITIAL DECISION

INTRODUCTION AND STATEMENT OF FACTS

On August 12, 2004, Employee, a Tax Auditor in the Career Service, filed a petition for appeal from Agency's final decision removing him for "Making Knowing Material Misrepresentations on Documents Submitted to a Government Agency."

This matter was assigned to me on November 4, 2004. I conducted a Prehearing Conference on January 13, 2005. At that proceeding, the fact that Agency had committed procedural error in its internal processing of the matter was discussed. The record showed that Agency had mailed its notice of proposed removal to an incorrect address for Employee, and thus he was denied the opportunity to respond to the proposal prior to the

final decision being rendered. Consequently, I remanded the matter to Agency and ordered it to provide Employee with the opportunity to respond to the allegations and to render a new final decision by the close of business on April 29, 2005. However, sometime after the remand, Agency advised me that the parties were attempting to settle the case. On April 22, 2005 and with the parties' consent, I referred the matter to the Office's Mediation and Conciliation Program. *See* OEA Rule 607, 46 D.C. Reg. 9301 (1999). Wanda Jackson, Esq., acted as the Mediator. The mediation efforts were fruitful, and on July 15, 2005, I received a copy of a fully executed settlement agreement. One of the terms of the agreement was Employee's withdrawal of the instant matter. The record is closed.

JURISDICTION

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

ISSUE

Whether this matter may now be dismissed.

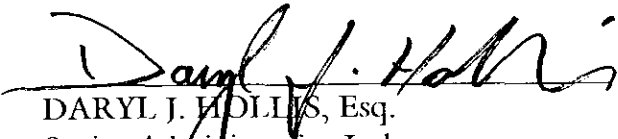
ANALYSIS AND CONCLUSION

The parties have settled this matter. One of the terms of the settlement was Employee's withdrawal of his petition for appeal. Pursuant to this withdrawal, I conclude that this matter may now be dismissed.

ORDER

It is hereby ORDERED that this matter is DISMISSED.

FOR THE OFFICE:


DARYL J. HOLLIS, Esq.
Senior Administrative Judge