

**THE DISTRICT OF COLUMBIA**

**BEFORE**

**THE OFFICE OF EMPLOYEE APPEALS**

_____	)	
In the Matter of:	)	
	)	
Andre Powell	)	OEA Matter No. 1601-0116-09
Employee	)	
	)	Date of Issuance: April 12, 2010
v.	)	
	)	Joseph E. Lim, Esq.
Metropolitan Police Department	)	Senior Administrative Judge
Agency	)	

Teresa Hyden, Esq., Agency Representative  
Marc Wilhite, Esq., Employee Representative

**INITIAL DECISION**

PROCEDURAL BACKGROUND AND FINDINGS OF FACT

On April 24, 2009, Employee filed a petition for appeal with this Office pursuant to D.C. Code Ann. § 1-606.3(a) (1999). The Employee appealed Agency's imposition of a fine for impersonation of an officer.

The matter was assigned to the undersigned judge on November 25, 2009. I ordered Employee to submit a brief regarding jurisdiction. After several postponements requested by both parties due to ongoing settlement discussions, Employee submitted a notice withdrawing his appeal with prejudice on April 5, 2010. I closed the record.

JURISDICTION

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

ISSUE

Whether this appeal should be dismissed.

ANALYSIS AND CONCLUSION

Since Employee has voluntarily withdrawn his appeal, Employee's petition for appeal is

dismissed.

ORDER

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

FOR THE OFFICE:

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JOSEPH E. LIM, ESQ.  
Senior Administrative Judge