## THE DISTRICT OF COLUMBIA

#### **BEFORE**

## THE OFFICE OF EMPLOYEE APPEALS

	)
In the Matter of:	)
	) OEA Matter No. 1601-0091-08
AMY SLATER	)
Employee	) Date of Issuance: March 3, 2009
	)
v.	) Sheryl Sears, Esq.
	) Administrative Judge
DEPARTMENT OF PUBLIC	)
WORKS	)
Agency	)
	)

Clifford J. Lowery, Employee Representative Frank J. McDougald, Esq., Agency Representative

#### **INITIAL DECISION**

## INTRODUCTION AND FINDINGS OF FACT

Amy Slater ("Employee") was a Parking Officer in the Parking Enforcement Administration of the Department of Public Works ("Agency"). On March 25, 2008, Teri D. Adams, Administrator of Parking Enforcement, alleging that Employee was involved in a physical altercation at work, issued an advance notice to Employee of a proposal to remove her. A hearing officer, Theresa Cusick, recommended a reduction of the penalty to a sixty (60) day suspension. By notice issued on March 23, 2008, William O. Howland, Jr. issued a final notice to Employee of the decision to remove her effective on Friday, June 13, 2008.

Employee filed an appeal with the Office of Employee Appeals ("the Office") on June 9, 2008. The parties convened for a pre-hearing conference on November 12, 2008. After the pre-hearing conference, this Judge issued an order for the parties to convene for a full evidentiary hearing on January 28, 2009. The parties then undertook independent settlement negotiation. Pursuant to their request, the hearing was cancelled.

On March 2, 2009, Employee submitted a final settlement agreement signed by both parties. The record is now closed.

## **JURISDICTION**

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

# <u>ISSUE</u>

Whether this appeal should be dismissed pursuant to the settlement agreement.

## ANALYSIS AND CONCLUSIONS

The D.C. Official Code § 1-606.6(b), states, in relevant portion, that "a settlement agreement, prepared and signed by all the parties, shall constitute the final and binding resolution of the appeal." The parties submitted a signed settlement agreement into the official record of this matter. Because this appeal has been resolved, it will be dismissed.

## **ORDER**

It is hereby ORDERED that Employee's petition for appeal is dismissed.

FOR THE OFFICE:	
	SHERYL SEARS, ESQ.
	ADMINISTRATIVE HIDGE