

Notice: This decision is subject to formal revision before publication in the District of Columbia Register. Parties are requested to notify the Office Manager of any formal errors in order that corrections may be made prior to publication. This notice is not intended to provide an opportunity for a substantive challenge to the decision.

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

_____)	
In the Matter of:)	
)	
AURELIA RIDLEY,)	
Employee)	OEA Matter No. 1601-0007-09
)	
v.)	Date of Issuance: March 19, 2010
)	
OFFICE OF THE CITY)	
ADMINISTRATOR,)	
Agency)	ERIC T. ROBINSON, Esq.
)	Administrative Judge
_____)	
Roscoe Ridley, Jr., Employee Representative		
Frank McDougald, Esq., Agency Representative		

INITIAL DECISION

INTRODUCTION AND PROCEDURAL BACKGROUND

On October 20, 2008, Aurelia Ridley (“Employee”) filed a petition for appeal with the Office of Employee Appeals (“OEA” or “Office”) contesting the District of Columbia Office of the City Administrator (“Agency”) adverse action of removing her from service. As part of her appeal, Employee alleged that on September 28, 2008, she was unjustly terminated from her position as a Program Analyst, DS-0343/12. I was assigned this matter on or around February 27, 2009.

As this matter progressed toward an evidentiary hearing that was set to convene on January 26, 2010, the parties, on their own accord, entered into settlement negotiations. Prior to the date of the evidentiary hearing, the parties informed me that they had come to a settlement of their differences. I then cancelled the evidentiary hearing in this matter so that the parties could focus on reducing their agreement to a signed writing. On March 18, 2010, the parties forwarded to me a copy of their fully executed settlement agreement. This agreement resolved all of the underlying issues in this matter. In consideration of the settlement agreement, I have decided that no further proceedings are warranted. The record is now closed.

JURISDICTION

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

ISSUE

Should this matter be dismissed?

ANALYSIS AND CONCLUSION

I am guided by the Office of Employee Appeals (“OEA”) rules in this matter. OEA 607.1 provides that “the Office shall exert every possible effort to resolve matters by mediation and conciliation, to the extent possible, rather than through litigation.” Furthermore, OEA Rule 607.10 states that “if the parties reach settlement, the matter shall be dismissed in accordance with D.C. Code § 1-606.6(b).” The parties have submitted a fully executed settlement agreement that resolves the underlying issues that formed the basis of Employee’s petition for appeal. I find that Employee petition for appeal should be dismissed in accordance with OEA Rule 607.10.

ORDER

Based on the foregoing, it is hereby ORDERED that this matter be DISMISSED.

FOR THE OFFICE:

ERIC T. ROBINSON Esq.
Administrative Judge