

Notice: This decision may be formally revised before it is published in the *District of Columbia Register*. Parties should promptly notify the Administrative Assistant of any formal errors so that this Office can correct them before publishing the decision. 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: |) | |
| |) | |
| ALWIN W. HARDING, M.D. |) | |
| Employee |) | |
| |) | OEA Matter No. 2401-0133-99 |
| |) | |
| v. |) | Date of Issuance: November 21, 2002 |
| |) | |
| DEPARTMENT OF |) | |
| CORRECTIONS |) | |
| Agency |) | |
| _____ |) | |

OPINION AND ORDER
ON
PETITION FOR REVIEW

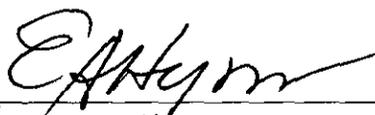
This matter having come before the Board upon Employee's Petition for Review of an Initial Decision issued February 21, 2002, and the Board having carefully reviewed the entire record and the Initial Decision, the Board concludes that the Administrative Judge based his decision on substantial evidence in the record and correctly stated the applicable law. Accordingly, the Initial Decision is hereby adopted as the opinion of the Board and is hereby **AFFIRMED**.

We believe it is appropriate to reiterate that the Board has taken a strict view of time limits. While we uphold Agency's action in this case, we expect that agencies will fully comply with any applicable statutory notice provisions. In the future, if an agency fails to comply with a statutory notice provision, the Board will seriously consider reversing the actions of that agency.

ORDER

Accordingly, it is hereby **ORDERED** that Employee's Petition for
Review is **DENIED**.

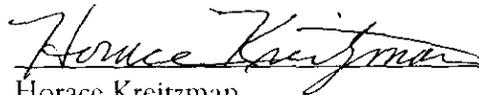
FOR THE BOARD:



Elias A. Hyman, Chair



Gwendolyn Hemphill



Horace Kreitzman



Brian Lederer

The initial decision in this matter shall become a final decision of the Office of Employee Appeals 5 days after the issuance of this order. An appeal from a final decision of the Office of Employee Appeals may be taken to the Superior Court of the District of Columbia within 30 days after formal notice of the decision or order sought to be reviewed.