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THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

In the Matter of:)	
)	
BRENDA TUCKER)	OEA 2401-0084-05
Employee)	
)	Date of Issuance: October 7, 2005
v.)	
)	Rohulamin Quander, Esq.
)	Senior Administrative Judge
DISTRICT OF COLUMBIA)	
PUBLIC SCHOOLS, DIVISION OF)	
TRANSPORTATION)	
Agency)	

Brenda Tucker, *pro se*
Harriet Segar, Esq., Agency Representative

INITIAL DECISION

PROCEDURAL BACKGROUND AND FINDINGS OF FACT

On June 13, 2005, Employee, a motor vehicle operator with the D.C. Public Schools, Division of Transportation (the "Agency"), filed a Petition for Appeal with the D.C. Office of Employee Appeals (the "Office"), appealing the Agency's notification letter, dated May 20, 2005, removing her from her position, effective June 22, 2005. The Agency sought to abolish her job and to implement a reduction in force (RIF), due to a realignment of the Agency's operational needs.

However, before the RIF was implemented, Agency, by letter dated June 17, 2005, rescinded the termination, and offered Employee the opportunity to continue in the position. Employee accepted the offer and advised this Office that she now wished to withdraw the Petition for Appeal. This matter was assigned to me on August 8, 2005.

JURISDICTION

This 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

Employee has elected to withdraw this above noted matter with prejudice because the anticipated RIF has been withdrawn. Pursuant to Employee's request, I conclude that this matter may now be dismissed.

ORDER

It is hereby ORDERED that Employee's request should be granted, and that this matter is DISMISSED.

FOR THE OFFICE:


ROHULAMIN QUANDER, ESQ.
Senior Administrative Judge