

Minutes

D.C. OFFICE OF EMPLOYEE APPEALS (OEA) BOARD MEETING

Thursday, June 1, 2023

Location: Virtual Meeting Via Webex

Persons Present: Lasheka Brown (OEA General Counsel), Sheila Barfield (OEA Executive Director), Sommer Murphy (OEA Deputy General Counsel), Clarence Labor, Jr. (OEA Board Chair), Peter Rosenstein (OEA Board Member), Dionna Maria Lewis (OEA Board Member), Wynter Clarke (OEA Paralegal), and Employee 1 (Member of the Public).

Call to Order – Clarence Labor, Jr. called the meeting to order at 9:06 a.m.

- I. Ascertainment of Quorum** – There was a quorum of Board members present for the office to conduct business.
- II. Adoption of Agenda** – Peter Rosenstein moved to adopt the agenda. The agenda was adopted by the Board.
- III. Minutes from Previous Meeting** – The April 13, 2023, meeting minutes were reviewed. There were no corrections. The minutes were accepted.

IV. New Business

A. Summary— Clarence Labor provided that a summary of the matters to be decided were provided in the agenda for this meeting. The summaries were posted to the OEA website, the Board of Ethics and Government Accountability’s website, and printed and posted in OEA’s front office. The matters to be decided are as follows:

1. Employee v. D.C. Public Schools, OEA Matter No. 1601-0066-22
2. Employee v. D.C. Fire and Emergency Medical Services Department, OEA Matter No. 1601-0025-22
3. Employee v. Metropolitan Police Department, OEA Matter No. 1601-0072-22

B. Public Comments on Petitions for Review– There were no public comments offered.

C. Deliberations – Dionna Maria Lewis moved that the meeting be closed for deliberations in accordance with D.C. Code § 2-575(b)(13). All Board members voted in favor of closing the meeting. Clarence Labor, Jr. stated that the meeting was closed for deliberations.

D. Open Portion of Meeting Resumed

E. Final Votes – Clarence Labor, Jr. provided that the Board considered both matters. The following represents the final votes for each case:

1. Employee v. D.C. Public Schools, OEA Matter No. 1601-0066-22

MEMBER	GRANTED	REVERSED	DENIED	REMANDED	DISMISSED
Clarence Labor, Jr.	X			X	
Peter Rosenstein	X			X	
Dionna Lewis	X			X	

Three Board Members voted in favor of granting Agency’s Petition for Review and remanding the matter to the Administrative Judge for further consideration. Therefore, the petition was granted, and the matter was remanded.

2. Employee v. D.C. Fire and Emergency Medical Services Department, OEA Matter No. 1601-0025-22

MEMBER	GRANTED	REVERSED	DENIED	REMANDED	DISMISSED
Clarence Labor, Jr.			X		
Peter Rosenstein			X		
Dionna Lewis			X		

Three Board Members voted in favor of denying Agency’s Petition for Review. Therefore, the petition was denied.

3. Employee v. Metropolitan Police Department, OEA Matter No. 1601-0072-22

MEMBER	GRANTED	REVERSED	DENIED	REMANDED	DISMISSED
Clarence Labor, Jr.	X			X	
Peter Rosenstein	X			X	
Dionna Lewis	X			X	

Three Board Members voted in favor of granting Employee’s Petition for Review and remanding the matter to the Administrative Judge for further consideration. Therefore, the petition was granted, and the matter was remanded.

F. Public Comments

1. There were no public comments offered.

- V. Adjournment** – Peter Rosenstein moved that the meeting be adjourned. All members voted affirmatively to adjourn the meeting. Clarence Labor, Jr. adjourned the meeting at 9:28 a.m.

**Respectfully Submitted,
Wynter Clarke
Paralegal Specialist**