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**THE DISTRICT OF COLUMBIA**  
**BEFORE**  
**THE OFFICE OF EMPLOYEE APPEALS**

In the Matter of:	)	
	)	
DANNY BATES	)	OEA Matter No. 2401-0068-05
Employee	)	
	)	Date of Issuance: October 5, 2005
v.	)	
	)	Sheryl Sears, Esq.
	)	Administrative Judge
D.C. PUBLIC SCHOOLS	)	
Agency	)	

Danny Bates, Employee, *Pro Se*  
Harriet E. Segar, Esq., Agency Representative

**INITIAL DECISION**

INTRODUCTION AND FINDINGS OF FACT

In a letter dated May 20, 2005, David Gilmore, Transportation Administrator, notified Employee that his position as a Motor Vehicle Operator would be abolished and he would be removed as part of a reduction in force (RIF). On the same date, Mr. Gilmore sent Employee a letter offering him an equivalent position.

On June 9, 2005, Employee filed an appeal with this Office. However, on August 30, 2005, the Office received a letter from Mr. Bates withdrawing his appeal. The record is now closed.

JURISDICTION

The Office has jurisdiction pursuant to D.C. OFFICIAL CODE § 1-606.03 (2001 repl.).

ANALYSIS AND CONCLUSION

Based upon Employee's voluntary withdrawal, his petition for appeal shall be dismissed with prejudice.

ORDER

It is hereby ORDERED that the petition in this matter is dismissed with prejudice.

FOR THE OFFICE:

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Sheryl Sears, Esq.  
Administrative Judge