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THE DISTRICT OF COLUMBIA
BEFORE
THE OFFICE OF EMPLOYEE APPEALS

<u>In the Matter of:</u>)	
)	
JOAN T. BROWN)	OEA 2401-0132-03
Employee)	
)	Date of Issuance: October 6, 2005
v.)	
)	Rohulamin Quander, Esq.
)	Senior Administrative Judge
DISTRICT OF COLUMBIA)	
PUBLIC SCHOOLS)	
<u>Agency</u>)	

Joan T. Brown, *pro se*
Harriet Segar, Esq., Agency Representative

INITIAL DECISION

PROCEDURAL BACKGROUND AND FINDINGS OF FACT

On August 13, 2003, Employee, an ET 15 Teacher with the D.C. Public Schools (the "Agency"), filed with the D.C. Office of Employee Appeals (the "Office"), a Petition for Appeal from Agency's notification letter, dated July 16, 2003, removing her from her position, effective August 15, 2003, as a component of an Agency-wide reduction in force (RIF) for financial reasons.

This matter was assigned to me on July 9, 2004. On August 30, 2004, I issued an Order convening a Status Conference for September 21, 2004. On September 20, 2004, Employee called the Office and advised that she anticipated possibly withdrawing her appeal, since she was reinstated by the Agency. However, before she withdrew, she was awaiting written verification from the Agency that there was no break in service or loss of benefits between the dates of the pending RIF and the time of her reinstatement. After a prolonged period, during which the written verification was still requested, but not received, I reconvened the parties at the Office on August 2, 2005. At that time, Harriet

Segar, Esq., Agency's representative, presented a letter from Valerie Shepard, Director, Staffing and Employment Services, dated June 10, 2005. The letter confirmed that a review of Agency's personnel and payroll records verifies that Employee sustained no break in service or loss of salary or benefits, as she was reinstated and continued to serve on an uninterrupted basis for the purpose of all employee entitlements.

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.

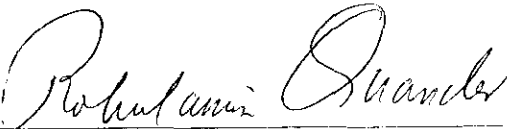
ANALYSIS AND CONCLUSION

Employee, having been assured in writing that she sustained no losses incidental to the proposed RIF, has elected to withdraw this above noted matter with prejudice. 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