

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:)	
)	
DUANE CALLOWAY)	
Employee)	
)	OEA Matter No. 1601-0254-94
)	
v.)	Date of Issuance: May 4, 2001
)	
DEPT. OF CORRECTIONS)	
Agency)	
_____)	

OPINION AND ORDER
ON
PETITION FOR REVIEW

On March 25, 1994, Agency removed Employee from his position as a Supervisory Corrections Lieutenant. On appeal to this Office, the Administrative Judge in an Initial Decision issued March 28, 1995, upheld Agency's decision to remove Employee. On September 9, 1999, over 4 years after the Initial Decision became final, Employee filed a Petition for Review.

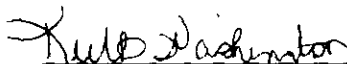
Under D.C. Code § 1-606.3(c), a Petition for Review to this Board must be filed

within 35 days after the issuance of the Initial Decision. This filing deadline is mandatory under the statute. *See District of Columbia Pub. Employee's Relations Bd. v. Metropolitan Police Dep't*, 593 A.2d 641 (D.C. 1991). Thus, this Board has no jurisdiction to consider Employee's Petition for Review, and it is therefore, denied.

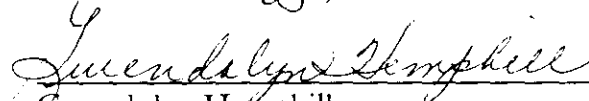
ORDER

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


FOR THE BOARD:



Keith E. Washington, Chair



Gwendolyn Hemphill



Michael Wolf, Esq.

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.