

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

\_\_\_\_\_  
In the Matter of: )  
 )  
KEVIN L. DENNIS )  
Employee )  
 )  
 )  
v. )  
 )  
D.C. GENERAL HOSPITAL )  
Agency )  
\_\_\_\_\_ )

OEA Matter No. 2401-0177-95C03

Date of Issuance: **September 17, 2003**

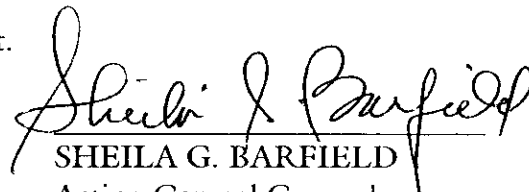
**GENERAL COUNSEL'S**  
**ORDER**  
**ON COMPLIANCE**

In an Initial Decision issued March 27, 1998, this Office directed Agency to reverse its reduction-in-force action that removed Employee from service, restore to Employee all pay and benefits lost as a result of its action, and file with this Office within 30 days from the date the decision became final documentation indicating that it had complied with the order. Agency did not file a Petition for Review to appeal this decision. Thus the Initial Decision became final on May 1, 1998.

On August 24, 2000, Employee notified this Office that Agency had not complied with the order and petitioned the Office to enforce its order. The Administrative Judge issued an Addendum Decision on Compliance in which she found that Agency had not

complied with the March 27, 1998 order. This matter was therein certified to the General Counsel for enforcement. Agency has subsequently argued, *inter alia*, that it has complied with the Administrative Judge's order. However, there is no documentation in the record to verify this claim. Therefore, Agency is ordered to submit to the Office of General Counsel by close of business on **November 14, 2003**:

Documents verifying that Agency has complied with this Office's order. Such documentation should include an explanation of how Agency computed Employee's back pay and benefits particularly from May 5, 1995 (the effective date of the reduction-in-force) until July 26, 1995 (the date Employee received his first term appointment). Further, such documentation should include an explanation of how much money Employee would have earned had he not been involuntarily separated as compared to how much he did in fact earn in subsequent employment.

  
SHEILA G. BARFIELD  
Acting General Counsel