

Notice: This decision may be revised before publication in the *District of Columbia Register*. Parties should promptly notify the Office of any formal errors so that this Office can correct them before publishing this decision. This notice is not intended to provide an opportunity for substantive challenge to the decision.

THE DISTRICT OF COLUMBIA

BEFORE

THE OFFICE OF EMPLOYEE APPEALS

\_\_\_\_\_  
In the Matter of: )  
)  
VARTAN P. ZENIAN )  
Employee )  
)  
v. )  
)  
D.C. PUBLIC SERVICE )  
COMMISSION )  
Agency )  
\_\_\_\_\_)

OEA Matter No. 1602-0305-97

Date of Issuance: September 28, 2001

OPINION AND ORDER  
ON  
PETITION FOR REVIEW

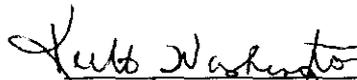
This matter having come before the Board upon Employee's Petition for Review of an Initial Decision issued May 21, 2001, and the Board having carefully reviewed the entire record and the Initial Decision, the Board concludes that the Administrative Judge based the decision on substantial evidence in the record and correctly stated the applicable law. That decision is hereby adopted as the opinion of the Board and is hereby **AFFIRMED**.

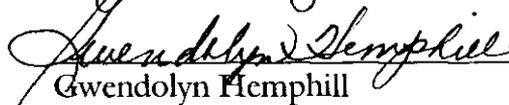
We note that Employee further argues in the petition for review that Agency's actions were based on unlawful discrimination against him. The Department of Human Rights and Local Business Development on May 17, 2000 issued a "Letter of Determination" finding probable cause that Agency had unlawfully discriminated against Employee. Under OEA rules, this Office has no jurisdiction over human rights issues raised by Employee.

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.