

DISTRICT OF COLUMBIA
OFFICE OF ADMINISTRATIVE HEARINGS
941 North Capitol Street, NE, Suite 9100
Washington, DC 20002
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2008 DEC 31 P 1:13

CLAUDETTE SHARPLES,
Tenant/Petitioner,

v.

MARIE JACKSON PEOPLES,
Housing Provider/Respondent.

Case No.: RH-TP-08-29436

In re 1251 Hamlin Street, NE

FINAL ORDER


The parties in this matter, also parties in an action in the Landlord and Tenant Branch of Superior Court, settled all claims between them. On December 1, 2008, counsel for both parties signed a Landlord and Tenant Branch Praecipe, which among other things, provides for dismissal of the instant tenant petition with prejudice. On December 10, 2008, Counsel for Petitioner filed a copy of the Praecipe and a request for dismissal with prejudice with this administrative court.

D.C. Official Code § 2-509(a) provides that any contested case may be disposed of by stipulation. The Office of Administrative Hearings (OAH) may dismiss a case with prejudice based upon a stipulation signed by all parties. OAH Rule 2817.3. The Praecipe meets that standard.

Therefore, it is, this 31st day of December, 2008:

ORDERED that Case RH-TP-08-29436 **IS DISMISSED WITH PREJUDICE;**
and it is further

ORDERED that the reconsideration and appeal rights of any party aggrieved by this Order are set forth below.


Margaret A. Mangan
Administrative Law Judge

MOTIONS FOR RECONSIDERATION

Any party served with a final order may file a motion for reconsideration within ten (10) days of service of the final order in accordance with 1 DCMR 2937. When the final order is served by mail, five (5) days are added to the 10 day period in accordance with 1 DCMR 2811.5.

A motion for reconsideration shall be granted only if there has been an intervening change in the law; if new evidence has been discovered that previously was not reasonably available to the party seeking reconsideration; if there is a clear error of law in the final order; if the final order contains typographical, numerical, or technical errors; or if a party shows that there was a good reason for not attending the hearing.

The Administrative Law Judge has thirty (30) days to decide a motion for reconsideration. If a timely motion for reconsideration of a final order is filed, the time to appeal shall not begin to run until the motion for reconsideration is decided or denied by operation of law. If the Judge has not ruled on the motion for reconsideration and 30 days have passed, the motion is automatically denied and the 10 day period for filing an appeal to the Rental Housing Commission begins to run.

APPEAL RIGHTS

Pursuant to D.C. Official Code §§ 2-1831.16(b) and 42-3502.16(h), any party aggrieved by a Final Order issued by the Office of Administrative Hearings may appeal the Final Order to the District of Columbia Rental Housing Commission within ten (10) business days after service of the final order, in accordance with the Commission's rule, 14 DCMR 3802. If the Final Order is served on the parties by mail, an additional three (3) days shall be allowed, in accordance with 14 DCMR 3802.2.

Additional important information about appeals to the Rental Housing Commission may be found in the Commission's rules, 14 DCMR 3800 et seq., or you may contact the Commission at the following address:

District of Columbia Rental Housing Commission
941 North Capitol Street, NE
Suite 9200
Washington, DC 20002
(202) 442-8949

Certificate of Service:

By Priority Mail with Delivery Confirmation (Postage Paid):

Morris R. Battino, Esquire
Attorney at Law
1200 Perry Street, NE, Suite 100
Washington, DC 20017

Marie B. Jackson Peoples
1429 Geranium Street, NW
Washington, DC 20012

Courtesy copy by first class mail:

Richard Samad, Esquire
1101 Pennsylvania Avenue, NW, Suite 600
Washington, DC 20004

By Inter-Agency Mail:

District of Columbia Rental Housing Commission
941 North Capitol Street NE, Suite 9200
Washington, D.C. 20002

Keith Anderson, Acting Rent Administrator
District of Columbia Department of Housing and Community Development
Housing Regulation Administration
941 North Capitol Street NE., Suite 7100
Washington, D.C. 20002

I hereby certify that on 12-31, 2008, this document was caused to be served upon the above-named parties at the addresses and by the means stated.


Clerk / Deputy Clerk