

DISTRICT OF COLUMBIA
OFFICE OF ADMINISTRATIVE HEARINGS
441 Fourth Street, NW
Washington, DC 20001
TEL: (202) 442-9094
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DISTRICT OF COLUMBIA
OFFICE OF
ADMINISTRATIVE HEARINGS

2010 MAY 13 P 12: 21

HAMLET D. GOORE
Tenant/Petitioner,

v.

RYAN EGLE
Housing Provider/Respondent.

Case No.: 2009-OAH-DHCD-0000056
Tenant Petition RH-TP-09-29778
In re: 1425 Euclid Street, N.W. Unit 1

FINAL ORDER

On December 2, 2009, Hamlet D. Goore ("Tenant/Petitioner") filed Tenant Petition 29,778, against Ryan Egle ("Housing Provider"), alleging a violation of the Rental Housing Act of 1985 (D. C. Official Code §§ 42-3501.01 -- 42-3509.07) ("Act") for failure to return a security deposit.

The housing accommodation at issue is 1425 Euclid Street, N.W. (the "Property").

As of October 1, 2006, the Office of Administrative Hearings (hereinafter "OAH") holds hearings and issues decisions in cases that previously were heard and decided by the Rent Administrator. D.C. Official Code § 2-1831.03(b-1).¹ By Order entered April 6, 2010, this administrative court initially set this matter for mediation on May 13, 2010.

Currently pending before this administrative court is the Tenant/Petitioner's letter requesting that this case be dismissed without prejudice because a settlement was reached.

¹ On October 1, 2007, the rental housing functions of the Department of Consumer and Regulatory Affairs were transferred to the Department of Housing and Community Development ("DCHD"). The RACD functions were assumed by the Rental Accommodations Division of DCHD. The transfer does not affect any of the issues in this case.

I construe Tenants/Petitioner's request to dismiss this case as a summary motion for voluntary dismissal pursuant to OAH Rule 2817.1. Under this rule, a petitioner may file a summary motion for voluntary dismissal of an action at any time, and the presiding administrative law judge may grant this motion without awaiting a response from the respondents. 1 DCMR 2817.1.

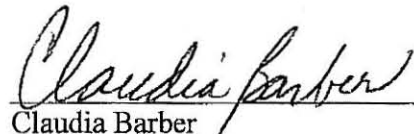
Therefore, it is this 13th day of May, 2010:

ORDERED that the Tenants/Petitioner's Summary Motion for Dismissal without Prejudice is **GRANTED** and the mediation previously scheduled for May 13, 2010 is **CANCELED**; and it is further

ORDERED, that this case is **DISMISSED WITHOUT PREJUDICE** pursuant to OAH Rules 2817.1 and 2817.4; and it is further

ORDERED, that either party may move for reconsideration of this Final Order within ten days under OAH Rule 2937; and it is further

ORDERED, that the appeal rights of any person aggrieved by this Order are stated below.



Claudia Barber
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
441 Fourth Street, NW
Suite 1140 North
Washington, D.C. 20001
(202) 442-8949

**Certificate of Service:
By First-Class Mail:**

Hamlet D. Goore
1629 Columbia Road, NW
Apt. 333
Washington, DC 20009


Ryan Egle
1625 Beulah Road
Vienna, VA 22182

By Inter-Agency Mail:

District of Columbia Rental Housing
Commission
441 Fourth Street, NW, Suite 1140 North
Washington, DC 20001

Keith Anderson, Acting Rent Administrator
District of Columbia Department of Housing
and Community Development
Housing Regulation Administration
1800 Martin Luther King Jr. Avenue SE
Washington, DC 20020

I hereby certify that on 5-13,
2010 this document was caused to be served
upon the above-named parties at the
addresses and by the means stated.


Clerk / Deputy Clerk

DISTRICT OF COLUMBIA
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Washington, DC 20001-2714
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DISTRICT OF COLUMBIA
OFFICE OF
ADMINISTRATIVE HEARINGS

2010 MAY 13 A 10:03

MARLINE BROWN,
Tenant/Petitioner,

v.

CITIMORTGAGE LOAN,
Housing Provider/Respondent.

Case No.: 2009-OAH-DHCD-0000033
(Agency 29,755)
In re: 718 56th Place NW

FINAL ORDER

On October 30, 2009, Tenant/Petitioner Marline Brown filed a tenant petition with the Rent Administrator complaining of violations of the Rental Housing Act of 1985 at the Housing Accommodation, 718 56th Place NW. This case was scheduled for hearing on May 12, 2010. On the day of the hearing, the parties filed a Stipulated Joint Dismissal, requesting this administrative court to dismiss this case with prejudice.

The District of Columbia Administrative Procedure Act, D.C. Official Code § 2-509(a) provides that: "any contested case may be disposed of by stipulation, agreed settlement, consent order, or default." The rules of this administrative court also provide for dismissal of pending cases by filing a stipulation of dismissal with prejudice:

The parties, or their authorized agents or representatives, also may file a stipulation of voluntary dismissal with prejudice, signed by

all parties, their authorized agents or representatives, who have appeared in the action to dismiss the action.

1 DCMR 2817.3.

Therefore, I will dismiss this case with prejudice in accord with the parties' stipulation.

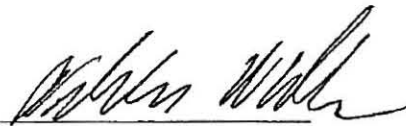
Accordingly, it is this 13th day of **May, 2010**.

ORDERED, that the parties' Stipulated Joint Dismissal with Prejudice is **GRANTED**;

and it is further

ORDERED, that this case is **DISMISSED WITH PREJUDICE**; and it is further

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



Nicholas H. Cobbs
Administrative Law Judge

MOTIONS FOR RECONSIDERATION

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Washington, DC 20001
(202) 442-8949

Certificate of Service:

By First Class Mail (Postage Paid):

Wilfredo Pesante, Esq.
The Pesante Law Firm
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Monica S. Davis, Esq.
The Fisher Law Group, PLLC
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Upper Marlboro, MD 20772

By Inter-Agency Mail:

District of Columbia Rental Housing
Commission
441 4th Street NW, Suite 1140
Washington, DC 20001

Keith Anderson, Acting Rent Administrator
District of Columbia Department of Housing
and Community Development
Housing Regulation Administration
1800 Martin Luther King Jr. Avenue SE
Washington, DC 20020

I hereby certify that on 5-13,
2010, this document was caused to be served
upon the above-named parties at the
addresses and by the means stated.

Benedetta Rhames
Clerk / Deputy Clerk