

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Department of Employment Services  
Labor Standards Bureau

Office of Hearings and Adjudication  
Compensation Review Board



(202) 671-1394-Voice  
(202) 673-6402-Fax

CRB No. 05-06,

FERNANDEZ MCPHERSON,

Claimant – Respondent

v.

SAFEWAY STORES, INC. ,

Self-Insured Employer – Petitioner.

Appeal from a Compensation Order of  
Administrative Law Judge Linda F. Jory  
OHA No. 04-414, OWC No. 596434

Heather Leslie, Esq., for the Respondent

Melissa Lin Klemens, Esq., for the Petitioner

Before: SHARMAN J. MONROE, LINDA F. JORY, *Administrative Appeals Judges*, AND FLOYD  
LEWIS, *Acting Administrative Appeals Judge*.

SHARMAN J. MONROE, *Administrative Appeals Judge*, on behalf of the Review Panel:

**ORDER OF DISMISSAL**

JURISDICTION

Jurisdiction is conferred upon the Compensation Review Board pursuant to D.C. Official Code §§ 32-1521.01 and 32-1522 (2004), 7 DCMR § 230, and the Department of Employment Services Director's Directive, Administrative Policy Issuance 05-01 (February 5, 2005).<sup>1</sup>

<sup>1</sup> Pursuant to Administrative Policy Issuance No. 05-01, dated February 5, 2005, the Director of the Department of Employment Services realigned the Office of Hearings and Adjudication to include, *inter alia*, establishment of the Compensation Review Board (CRB) in implementation of the D.C. Workers' Compensation Administrative Reform and Anti-Fraud Amendment Act of 2004, D.C. Official Code §32-1521.01. In accordance with the Director's Directive, the CRB replaces the Office of the Director in providing administrative appellate review and disposition of workers' and disability compensation claims arising under the D.C. Workers' Compensation Act of 1979, as amended, D.C. Official Code §32-1501 *et seq.*, and the D.C. Government Comprehensive Merit Personnel Act of 1978, as amended, D.C. Official Code

On February 4, 2005, the Employer-Petitioner, through counsel, filed an Application for Review appealing the January 6, 2005 Compensation Order issued in this case. On March 29, 2005, the Employer-Petitioner filed a request to withdraw its Application.

Accordingly, it is hereby ordered that the Employer-Petitioner's Application for Review be DISMISSED WITHOUT PREJUDICE.

FOR THE COMPENSATION REVIEW BOARD:

  
SHARMAN J. MONROE  
Administrative Appeals Judge

April 18, 2005  
DATE

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§1-623.1 *et seq.*, including responsibility for administrative appeals filed prior to October 1, 2004, the effective date of the D.C. Workers' Compensation Administrative Reform and Anti-Fraud Amendment Act of 2004.