

**CASE DIGEST:** *DOD, Domestic Dependent Elementary & Secondary Sch., Fort Buchanan, P.R.*, 71 FLRA 359 (2019) (Member DuBester concurring)

This case concerned the Agency's motion for reconsideration (motion) of the Authority's decision in *DOD, Domestic Dependent Elementary & Secondary Schools, Fort Buchanan, Puerto Rico*, 71 FLRA 127 (2019) (*Fort Buchanan*) (Member DuBester dissenting). In *Fort Buchanan*, the Authority found that the Agency violated § 7116(a)(1), (5), and (6) of the Federal Service Labor-Management Relations Statute when it refused to implement a collective-bargaining agreement that the Federal Service Impasses Panel imposed on the parties. However, the Authority found that the Agency was not obligated to implement unlawful provisions of the imposed agreement. In addition, consistent with the parties' requests, the Authority remanded certain matters to the parties for further bargaining. Because the Agency's motion asked the Authority to answer legal questions that were inconsequential to the outcome in *Fort Buchanan*, the Authority denied the motion.

Member DuBester concurred with the Authority's denial of the motion for reconsideration.

This case digest is a summary of an order issued by the Federal Labor Relations Authority, with a short description of the issues and facts of the case. Descriptions contained in this case digest are for informational purposes only, do not constitute legal precedent, and are not intended to be a substitute for the opinion of the Authority.