

CASE DIGEST: *NFFE, Int’l Ass’n of Machinists and Aerospace Workers and U.S. Dep’t of the VA, 72 FLRA 139 (2021) (Chairman DuBester concurring; Member Abbott concurring)*

To resolve an unfair-labor-practice charge that the Agency filed against the Union, the parties entered into a settlement agreement. The Union filed a grievance alleging that the Agency breached the settlement agreement. Relying on Authority precedent, the Arbitrator ruled that he lacked jurisdiction over the grievance. The Union filed exceptions asserting the award was contrary to law. The Authority granted the exception, and vacated the award, finding that the Arbitrator failed to properly interpret and apply case law.

Chairman DuBester concurred, finding that the Arbitrator had jurisdiction over the grievance based on the terms of the settlement agreement and the parties’ negotiated grievance procedure.

This case digest is a summary of a decision 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.