

**CASE DIGEST:**     *AFGE, Loc. 2338*, 72 FLRA 216 (2021) (Chairman DuBester concurring)

In this case, the Arbitrator denied the Union's request for attorney fees because he found that the Union failed to meet any of the bases set forth in the Back Pay Act (BPA). The Authority denied the Union's exceptions to the fee award, finding that the Union failed to establish that the Arbitrator's conclusions were contrary to the BPA or contrary to public policy.

Chairman DuBester concurred in the decision to deny the exceptions.

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.