

CASE DIGEST: *U.S. DHS, U.S. CBP, Progreso, Tex.*, 73 FLRA 293 (2022)
(Member Kiko dissenting in part)

The Arbitrator granted a grievance challenging the grievant's suspension and directed the Agency to remove the suspension from the grievant's record in favor of a letter of reprimand. The Agency filed exceptions on the grounds that the award was based on a nonfact and was ambiguous or contradictory. The Authority found that the Agency failed to establish that the award was deficient on either ground, and denied the exceptions.

Because the Arbitrator gave contradictory directions to the Agency, Member Kiko would have found the award impossible to implement. Accordingly, she dissented in part.

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.