

**CASE DIGEST:**     *NTEU*, 73 FLRA 816

The Union grieved an Agency memorandum directing all employees, including “home-based” employees, to report to their official duty stations once per pay period. The Arbitrator denied the grievance, rejecting the Union’s interpretation of telework provisions in the parties’ agreement and, alternatively, concluding the Union’s interpretation conflicted with management rights under the Federal Service Labor-Management Relations Statute.

The Union filed exceptions alleging the award was based on several nonfacts and conflicted with Authority precedent concerning repudiation and management rights. Because the Union failed to demonstrate that the award was based on nonfacts, the Authority denied these exceptions. And because the Union did not prove the Agency violated the agreement, the Authority denied its repudiation exception. As the Arbitrator relied on separate and independent bases to deny the Union’s grievance, and the Union did not establish that the first basis was deficient, the Authority declined to consider the Union’s management-rights exception challenging the second basis.

Chairman Grundmann concurred.

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.