

CASE DIGEST: *AFGE, Loc. 3732*, 73 FLRA 204 (2022) (Member Kiko dissenting)

The Arbitrator found that the Agency violated the parties' collective-bargaining agreement and Agency instructions by failing to approve the grievant's tuition-assistance requests. The Agency filed exceptions to the award on essence and contrary-to-law grounds. The Authority dismissed the Agency's contrary-to-law exception and some of its essence arguments because they were not raised to the Arbitrator. And because the Agency did not demonstrate that the award failed to draw its essence from the parties' agreement, the Authority denied the remaining essence exception.

Member Kiko dissented. She would set aside the award as failing to draw its essence from the parties' agreement because the award unreasonably converted the *maximum* tuition-reimbursement allowed into the *minimum* reimbursement required in the grievant's case.

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.