

CASE DIGEST: *U.S. DOJ, U.S. BOP, Fed. Corr. Complex, Victorville, Cal.*, 73 FLRA 624 (2023)

The Arbitrator found the Agency violated the parties' collective-bargaining agreement by failing to timely complete investigations, thereby denying two grievants overtime opportunities. As a remedy, the Arbitrator awarded the grievants backpay. The Agency filed exceptions on nonfact, essence, and contrary-to-law grounds. The Authority dismissed the nonfact exception and essence exception, in part because the Agency could have, but did not, raise the arguments in those exceptions to the Arbitrator. The Authority denied the remaining essence exception and the contrary-to-law exception because the Agency failed to establish that the award was deficient on either ground.

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.