

CASE DIGEST: *U.S. DOJ, Fed. BOP, Fed. Corr. Complex, Lompoc, Cal.,*
73 FLRA 860 (2024)

The Arbitrator found the Agency violated the parties' collective-bargaining agreement (CBA) by suspending the grievant without just cause, and by temporarily reassigning him without first taking certain actions. The Agency filed exceptions challenging the award on several grounds, including arguing the award was contrary to law because it conflicts with management rights under § 7106 of the Federal Service Labor-Management Relations Statute (the Statute). The Authority: (1) dismissed the management-rights exceptions to the extent they concerned the grievant's suspension, because the Agency did not raise the relevant arguments at arbitration; (2) set aside the portion of the award concerning the reassignment because it conflicted with management's right to determine internal-security practices under § 7106(a)(1) of the Statute; and (3) found it unnecessary to resolve the remaining 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.