

CASE DIGEST: *U.S. Dep't of Transp., FAA*, 74 FLRA 248 (2025) (Chairman Kiko dissenting)

The Arbitrator found that the Agency's reasons for denying three full-time-telework requests violated the parties' collective-bargaining agreement, and the Arbitrator remanded those requests to the Agency for reconsideration. The Arbitrator retained jurisdiction and stated that the Union could resubmit the grievances to him if the Agency denied the requests again for reasons that violated the agreement. The Arbitrator also stated that, if the Union resubmitted the grievances to him, then it would be within his authority to order an equitable remedy. The Agency filed essence and contrary-to-law exceptions to the award, and the Authority dismissed the exceptions without prejudice as interlocutory.

Chairman Kiko dissented because, unlike the majority, she would have applied the standard for granting interlocutory review set forth in *U.S. Department of the Treasury, IRS*, 70 FLRA 806, 808 (2018) (Member DuBester dissenting).

This case digest is a summary of an order 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.