

**CASE DIGEST:**     *U.S. DHS, CBP, 74 FLRA 245 (2025) (Chairman Kiko dissenting)*

The Arbitrator issued an award sustaining the Union's grievance in part and awarding certain remedies. The Arbitrator remanded the matter to the parties to negotiate the specifics of his remedies, and he retained jurisdiction to resolve any disputes as to the award's implementation. The Agency filed exceptions to the award on essence, nonfact, and contrary-to-law grounds. The Agency did not dispute that its exceptions were interlocutory, and did not demonstrate that the Arbitrator lacked jurisdiction as a matter of law. Therefore, the Authority dismissed the exceptions, without prejudice.

Chairman Kiko dissented, expressing her continued disagreement with the majority's new interlocutory review standard. Applying the previous standard, she would have reviewed the Agency's exceptions because the Agency raised arguments that could obviate the need for further arbitration.

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.