

67 FLRA No. 88

AMERICAN FEDERATION
OF GOVERNMENT EMPLOYEES
LOCAL 2272
(Union)

and

UNITED STATES
DEPARTMENT OF JUSTICE
U.S. MARSHALS SERVICE
(Agency)

0-AR-4763

Accordingly, we dismiss the Union's exceptions.

ORDER DISMISSING EXCEPTIONS

March 27, 2014

Before the Authority: Carol Waller Pope, Chairman, and Ernest DuBester and Patrick Pizzella, Members

This matter is before the Authority on exceptions to an award on remand of Arbitrator Lawrence Roberts filed by the Union under § 7122(a) of the Federal Service Labor-Management Relations Statute and part 2425 of the Authority's Regulations. The Agency filed an opposition to the Union's exceptions. The Authority issued a decision on the Arbitrator's initial award in this case in *U.S. DOJ, U.S. Marshals Service*, 66 FLRA 531 (2012).

We have determined that this case is appropriate for issuance as an expedited, abbreviated decision under 5 C.F.R. § 2425.7.¹ When a party fails to raise and support a recognized ground for review listed in 5 C.F.R. § 2425.6(a)-(c), or otherwise fails to demonstrate a legally recognized basis for setting aside the award, its exceptions are barred under § 2425.6(e)(1) of the Authority's Regulations. Upon careful consideration of the entire record in this case and Authority precedent, we conclude that the Union has failed to demonstrate a legally recognized basis for setting aside the award.²

¹ See 5 C.F.R. § 2425.7 ("Even absent a [party's] request, the Authority may issue expedited, abbreviated decisions in appropriate cases.")

² *AFGE, Local 3955, Council of Prison Locals 33*, 65 FLRA 887, 889 (2011) (exceptions are subject to dismissal under § 2425.6(e)(1) of the Authority's Regulations if they fail to raise a recognized ground for review or, in the case of exceptions based on private-sector grounds not currently recognized by the Authority, if they provide insufficient citation to legal authority

establishing the grounds upon which the party filed its exceptions).