

**CASE DIGEST:** *U.S. Dep't of the Army*, 71 FLRA 522 (2019) (Member DuBester dissenting)

In this case, the Arbitrator found arbitrable a grievance seeking to change employees' exemption status under the Fair Labor Standards Act (FLSA). The Authority granted interlocutory review. Because the FLSA grievance did not involve classification under § 7121(c)(5) of the Federal Service Labor-Management Relations Statute, the Authority denied the Agency's exceptions.

Member DuBester dissented, finding that the interlocutory exceptions should be dismissed because they failed to raise a plausible jurisdictional defect.

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.