

CASE DIGEST: *AFGE, Local 2338*, 71 FLRA 723 (2020) (Member Abbott concurring)

The Union requested that the Authority reconsider its decision in *AFGE, Local 2338 (Local 2338)*.¹ In that case, the Authority found that the Arbitrator's denial of backpay was not contrary to the Back Pay Act,² and that that the Union did not establish that the award failed to draw its essence from the parties' agreement. The Authority found that the Union's motion for reconsideration raised the same arguments the Authority considered and rejected in *Local 2338*, and did not otherwise establish extraordinary circumstances. Accordingly, the Authority denied the Union's motion.

Member Abbott concurred with the decision to deny reconsideration, and noted that beyond this simple conclusion, the otherwise belabored analysis was unnecessary.

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.

¹ 71 FLRA 343 (2019).

² 5 U.S.C. § 5596.