

CASE DIGEST: *AGFE, Local 2342*, 71 FLRA 692 (2020) (Member Abbott concurring)

This case concerned an arbitrator's premature denial of attorney fees. The Authority found that the Arbitrator's denial of attorney fees was contrary to law because the Union had not yet submitted a petition for fees. Accordingly, the Authority modified the award to strike the denial of attorney fees, without prejudice to the Union's right to file a petition for attorney fees with the Arbitrator.

Member Abbott concurred in the decision but dissented to the modification of the award. Member Abbott would have remanded the matter of attorney fees to the arbitrator to reconsider in light of more recent Authority decisions regarding that subject.

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.