

CASE DIGEST: *U.S. Dep't of Transp., FAA, 71 FLRA 755 (2020) (Member Abbott concurring)*

The Arbitrator sustained a grievance alleging that the Agency incorrectly calculated overtime for air traffic controllers (the grievants) who were held over on duty for almost ninety hours. He ordered the Agency to pay the grievants at the overtime rate for all hours over eight in a day and for all hours after their first forty hours of work in the administrative workweek. The Authority granted the Agency's contrary-to-law exception because applicable federal regulations do not permit counting overtime hours over eight in a day toward the first-forty-hours requirement for overtime in an administrative workweek.

Member Abbott concurred in the decision but wrote separately to express dismay and disappointment at the length of time that the Authority took to render a decision. He notes that this was a straightforward case and there was no justifiable reason for exceeding the Authority's Strategic Goal of rendering a decision within 210 days of exceptions being filed.

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.