

CASE DIGEST: *SSA and Ass'n of Admin. Law Judges, IFPTE*, 71 FLRA 763 (2020)
(Member DuBester dissenting)

In *SSA and Ass'n of Admin. Law Judges, IFPTE*, 71 FLRA 652 (2020), the Authority had denied the Union's request to stay the Federal Service Impasses Panel (the Panel) from asserting jurisdiction over a bargaining dispute with the Agency. After taking administrative notice that the Union had filed a complaint in a federal district court, the Authority reconsidered its denial. Under the unusual circumstances of the case, the Authority found that implementation of the Panel's order would not advance the purposes of the Federal Service Labor-Management Relations Statute due to the pendency of parallel court proceedings and ordered the Panel's order to be stayed.

Member DuBester dissented, noting that neither party to this case requested reconsideration of the original decision. He further noted that the decision on reconsideration grants relief that was not specifically requested by the Union in its motion for stay. Moreover, the decision grants this relief for reasons that were never argued by the Union in support of its motion, based upon matters that are not part of the record in this case.

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.