

Case Digest: *U.S. Dep't of the Air Force, 673rd Air Base Wing, Joint Base Elmendorf Richardson, Alaska, 71 FLRA 781 (2020) (Member DuBester dissenting)*

The Arbitrator found that a grievance was procedurally arbitrable, even though the Union did not comply with the requirements of the parties' negotiated grievance procedure pertaining to Step 3 grievances. Because arbitrators are not free to ignore such provisions, the Authority vacated the award as failing to draw its essence from the parties' agreement.

Member DuBester dissented, finding that the Agency did not make the essence argument on which the majority relied to vacate the award.

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.