

CASE DIGEST: *U.S. Dep't of HUD*, 71 FLRA 794 (2020) (Member DuBester concurring)

This case concerns the Agency's motion for reconsideration (motion) and request for stay of the Authority's decision in *U.S. Department of HUD*, 71 FLRA 720 (2020) (*HUD*) (Member DuBester concurring). In *HUD*, the Authority dismissed the Agency's exceptions after concluding that it lacked jurisdiction under § 7122(a) of the Statute because the claims advanced at arbitration related to a removal. In its motion, the Agency argues that the Authority erred in its legal conclusions, failed to address the Agency's arguments, and that the Arbitrator's award and the Authority's decision are contrary to public policy. The Authority denied the motion and request for a stay, finding that the Agency's arguments were an attempt to relitigate the Authority's conclusions in *HUD* or otherwise failed to establish extraordinary circumstances warranting reconsideration.

Member DuBester concurred in the decision to deny the Agency's motion for reconsideration.

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.