

CASE DIGEST: *AFGE, Local 3430*, 71 FLRA 881 (Member Abbott concurring)

This case concerned the negotiability of sixteen provisions disapproved on Agency-head review. In its statement of position, the Agency stated that the provisions were contrary to law, but did not provide any authority or arguments supporting its position. The Authority found that the Agency failed to support its argument that the provisions are contrary to law and ordered the Agency to rescind its disapproval of the sixteen provisions.

Member Abbott concurred emphasizing that the Authority cannot salvage arguments that are argued poorly, presented insufficiently, or are not supported at all. He further emphasized that the Agency's actions do not comport with the purposes of the Federal Service Labor-Management Relations Statute.

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.