

CASE DIGEST: *National Treasury Employees Union and U.S. Patent & Trademark Office, 71 FLRA 1235 (2020) (Member DuBester dissenting)*

This case involved a proposal seeking official time for employees notwithstanding conflicting provisions of Executive Order 13,837. The Authority affirmed that Executive Order 13,837 has the force and effect of law, and, therefore, the proposal was outside the duty to bargain. Accordingly, the Authority dismissed the petition for review.

Member DuBester dissented, finding that the provisions of Executive Order 13,837 upon which the majority relied are inconsistent with the language and purpose of the Federal Service Labor-Management Relations Statute.

This case digest is a summary of a decision and order 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.