

CASE DIGEST: *U.S. DOJ, Fed. BOP, Fed. Corr. Inst., Dublin, Cal.*, 71 FLRA
1172 (2020) (Member DuBester dissenting in part)

In the merits award, the Arbitrator found that the Agency violated the parties' agreement and awarded several remedies regarding the Agency's improper recording and distribution of overtime assignments. Subsequently, the Arbitrator conducted a remedial hearing to address the remaining disputes and issued a tentative remedial award and final remedial award. While the Authority found that the Agency's exceptions to the remedial awards were timely, the Authority dismissed all of the Agency's exceptions to the merits award because it was a final award. Furthermore, the Authority found that the remedial awards were contrary to law, in part, because they violated the Agency's management right to assign employees and to assign work.

Member DuBester dissented in part, finding that the remedies were not contrary to law.

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.