

CASE DIGEST: *U.S. Dep't of VA, John J. Pershing Veterans Admin. Med. Ctr.,*
72 FLRA 191 (2021) (Chairman DuBester concurring)

The Authority denied the Union's motion for reconsideration of *U.S. Department of VA, John J. Pershing Veterans Administration Medical Center*, 71 FLRA 947 (2020) (then-Member DuBester dissenting). The Authority denied the request because the Union's arguments were mere disagreement with the Authority's decision and called for the Authority to make the dissent the decision of the Authority. Neither of these arguments demonstrate extraordinary circumstances warranting reconsideration. Accordingly, the Authority denied the motion.

Chairman DuBester agreed that the Union's motion failed to establish extraordinary circumstances, but reaffirmed his view that the Arbitrator had correctly found that the Agency waived its right to challenge the grievance's arbitrability.

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.