

CASE DIGEST: *Fraternal Ord. of Police, D.C. Lodge 1, NDW Labor Comm.*,
72 FLRA 377 (2021) (Member Abbott concurring)

The Union filed a petition for review (petition) concerning the negotiability of one proposal that would limit the chain of command for the Agency's civilian police force to civilian employees. The Authority found that the proposal affected management's rights to determine its organization under 5 U.S.C. § 7106(a)(1) and assign work under § 7106(a)(2)(B), and the Union did not demonstrate that the proposal was negotiable under 5 U.S.C. § 7106(b)(2) or (3). Therefore, the Authority found that the proposal was outside the duty to bargain and dismissed the petition.

Member Abbott concurred, agreeing that the Union's proposal was not negotiable. However, Member Abbott wrote separately to express his view that severance is not appropriate in this petition, or any petition.

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.