

CASE DIGEST: *U.S. Dep't of the Air Force, Air Force Materiel Command, 72 FLRA 640 (2022)*

In this case, the Arbitrator determined that the parties' agreement barred any claims that occurred more than thirty days prior to the filing of the Union's grievance. However, the Arbitrator also found that the Union's remaining claims were timely as a possible continuing violation. On review, the Authority found that the Agency's nonfact exception failed because it did not demonstrate that any of the Arbitrator's findings are clearly erroneous. The Authority dismissed those arguments the Agency failed to raise before the Arbitrator, and denied the remaining exceptions.

Chairman DuBester dissented, finding that the interlocutory exceptions should be dismissed because they failed to raise a plausible jurisdictional defect.

This case digest is a summary of an 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.