

**CASE DIGEST:** *U.S. HUD*, 73 FLRA 342 (2022) (Member Kiko dissenting)

The Arbitrator sustained the Agency's official reprimand of the grievant but directed the Agency to change the grievant's five-day suspension to five days of absence without leave. The Authority found that the Arbitrator implicitly found the Agency violated the parties' agreement by imposing the five-day suspension, and thus did not exceed his authority by awarding a remedy regarding the suspension. The Authority also denied the Agency's other exceeded-authority and essence exceptions to the award.

Because the Arbitrator issued a remedy without finding a violation of law or contract, Member Kiko would have granted the Agency's exceeded-authority exception and set aside the remedial portion of the award.

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.