

CASE DIGEST: *Prof'l Aviation Safety Specialists*, 0-AR-5968, 74 FLRA 473
(2026) (Member Wagner concurring in part, dissenting in part).

The Arbitrator issued an award finding the Agency did not violate the parties' agreement by failing to notify the Union and give it an opportunity to bargain before bargaining-unit employees were required, as part of their duties, to begin entering personal information, including Social Security numbers, in one of two external computer systems. The Union filed an exception arguing the award was contrary to law because the Arbitrator erred in finding the change to the employees' conditions of employment was *de minimis*. The Authority found that statutory standards applied to the parties' contractual dispute, deferred to the Arbitrator's unchallenged factual findings, and concluded that the Union failed to demonstrate the Arbitrator erred by finding the change at issue was *de minimis*. As such, the Authority denied the Union's exception.

Member Wagner concurred in part and dissented in part. She agreed that statutory standards, including the *de minimis* standard, should apply in resolving the exceptions. However, she disagreed with the majority's and the Arbitrator's conclusions that the change was *de minimis*. Accordingly, she would set aside the award and remand it to the parties for resubmission to the Arbitrator, absent settlement, to address the parties' remaining arguments.

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.