



# FLRA NEWS

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## FLRA ANNOUNCES APPOINTMENTS TO THE FOREIGN SERVICE IMPASSE DISPUTES PANEL

Patrick Pizzella, Acting Chairman of the Federal Labor Relations Authority (FLRA), in his capacity as Acting Chairperson of the [Foreign Service Labor Relations Board](#), announces the following appointments to the [Foreign Service Impasse Disputes Panel](#) (Foreign Service Panel): Mark Anthony Carter, of West Virginia, will serve as the Chair and [Federal Service Impasses Panel](#) (FSIP) Member, and Andrew R. Arthur, of Maryland, will serve as the public Member. The Foreign Service Panel Chair and Members serve on a part-time basis, as impasse disputes involving the Foreign Service arise.

Mr. Carter's appointment is effective July 28, 2017, for a term ending on January 10, 2022. And Mr. Arthur's appointment is effective July 28, 2017, for a term ending on July 28, 2020. They join the three current Members of the Foreign Service Panel: Shawn Hooper, who serves as the Department of Labor Member; John C. Sullivan who serves as a Foreign Service Member; and William Hansen, who serves as the other Foreign Service Member. All three of the current Members' terms expire on March 7, 2018.

Acting FLRA Chairman Pizzella said that he was pleased to appoint such highly qualified individuals to serve on the Foreign Service Panel, which once again has a full complement of five Members.

**Mark Anthony Carter** serves concurrently as FSIP Chairman for the remainder of a five-year term expiring January 10, 2022. He previously served as a FSIP Member from 2002 through 2009, upon three successive appointments by President George W. Bush. He is currently a Partner at Dinsmore's Charleston, West Virginia office, where he is the firm's Labor Practice Group Chair. He has a national practice focused on advising employers on all aspects of relationships with labor unions. Mr. Carter has advised and represented employers throughout the United States in corporate campaigns, collective bargaining, arbitrations, and federal litigation involving labor unions, as well as serving employers in employment litigation. He has litigated in Alaska, New Jersey, Idaho, Michigan, Alabama, and other states, and he has advised clients in Washington state, Puerto Rico, California, New York, Florida, the District of Columbia, and the majority of the states in the nation. Mr. Carter has testified before the U.S. Senate and the U.S. House of Representatives. He is a former Management Chair of the Antitrust, RICO, and Labor Law Committees of the American Bar Association, and he has spoken at over 10 annual meetings of that organization. He has also spoken for the U.S. Chamber of Commerce, the Canadian Association of Counsel to Employers, the Labor Policy Association, and other national trade groups. Mr. Carter has published numerous articles and portions of treatises on labor law. He received a B.A. with high distinction from the University of Michigan, where he was a Burnett Scholar, and a J.D. from West Virginia College of Law in 1986.

**Andrew R. Arthur** is currently a Resident Fellow in Law and Policy at the Center for Immigration Studies, an independent, non-partisan, non-profit research organization, which is the nation's only think tank devoted exclusively to research and policy analysis of the economic, social, demographic, fiscal, and other impacts of immigration on the United States. He has previously served in the legislative branch as Staff Director, U.S. House of Representatives Committee on Oversight and Government Reform, National Security Subcommittee from 2015 to 2016, and as Counsel to the U.S. House of Representatives, Committee on the Judiciary from 2001 to 2006. In addition, Mr. Arthur served previously in the executive branch as an Immigration Judge at the U.S. Department of Justice (DOJ), Executive Office for Immigration Review (EOIR), Immigration Court in York, Pennsylvania, from 2006 to 2015, and in various supervisory and non-supervisory roles within DOJ's former Immigration and Naturalization Service (INS) and EOIR from 1992 to 2001. He received his J.D. from The George Washington University Law School in 1992 and his B.A. from The University of Virginia in 1988. Mr. Arthur resides in Towson, Maryland.

The Foreign Service Panel was created by the Foreign Service Act of 1980 ([22 U.S.C. §§ 4110-4118](#)) to assist in resolving impasses arising in the course of collective bargaining under the Act over conditions of employment affecting Foreign Service personnel working for the Broadcasting Board of Governors, USAID, and the Departments of State, Agriculture, and Commerce. The Act provides that the FLRA Chairman – who also serves as the Chairperson of the Foreign Service Relations Board – appoints the five-member Foreign Service Panel members, and requires that it be composed of two members of the Foreign Service (who are not management officials, confidential employees, or labor organization officials); one member of the FSIP; one individual employed by the U.S. Department of Labor; and one public member who does not hold any other office or position in the government.

The FLRA administers the labor-management relations program for 2.1 million non-Postal federal employees worldwide, approximately 1.2 million of whom are represented in 2,200 bargaining units. It is charged with providing leadership in establishing policies and guidance related to federal sector labor-management relations and with resolving disputes under, and ensuring compliance with, the Federal Service Labor-Management Relations Statute (the Statute).

The FSIP resolves impasses between federal agencies and unions representing federal employees arising from negotiations over conditions of employment under the Statute and the Federal Employees Flexible and Compressed Work Schedules Act.

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