

**CASE DIGEST:** *U.S. DOJ, Fed. BOP, Fed. Correctional Inst., Englewood, Colo., 73 FLRA 762 (2023)*

The Arbitrator determined that the Agency violated the parties' collective-bargaining agreement and law when it failed to provide hazard-pay differential for bargaining-unit employees due to ambient exposure to COVID-19 in the correctional facility, and awarded backpay. The Agency filed exceptions to the backpay remedy on contrary-to-law grounds. The Authority found the backpay remedy was contrary to law, and set aside that portion of the award. Because the Authority left the Arbitrator's contractual-violation finding undisturbed but set aside the only remedy, the Authority remanded the matter to the parties for resubmission to the Arbitrator, absent settlement, for an appropriate remedy, if any.

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.