

CASE DIGEST: *NTEU, Chapter 172, 74 FLRA 80 (2024)*

The Arbitrator found the Agency did not violate §§ 6130 and 6131 of the Federal Employees Flexible and Compressed Work Schedules Act, § 7116(a)(5) of the Federal Service Labor-Management Relations Statute, the parties' national collective-bargaining agreement, or a local memorandum of understanding by changing the availability of 4/10 compressed work schedules, without first notifying and bargaining with the Union. The Arbitrator determined that there was no obligation to notify or bargain with the Union because the Agency did not terminate 4/10 schedules completely. The Union filed exceeded-authority, contrary-to-law, and essence exceptions. The Authority denied the exceeded-authority exception because the Arbitrator addressed the stipulated issues. The Authority denied the contrary-to-law and essence exceptions primarily because the Union did not establish a basis to disturb the Arbitrator's findings that the Agency's obligation to bargain was limited to the establishment or termination of a schedule option, the parties already bargained over the matter, and the Agency did not establish or terminate a schedule.

*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.