

CASE DIGEST: *Andrew McFarland*, 74 FLRA 107 (2024) (Member Kiko concurring)

The Petitioner filed an application for review (application) of the decision and order of a Federal Labor Relations Authority Regional Director (the RD) dismissing an election petition seeking to sever a group of firefighters from an existing unit represented by the American Federation of Government Employees (AFGE), Local 1882, AFL-CIO. The RD found the Petitioner had not demonstrated unusual circumstances warranting severance because AFGE had not failed to adequately represent the firefighters. The Authority found the Petitioner did not demonstrate that the RD committed clear and prejudicial errors concerning substantial factual matters, and denied the application.

Member Kiko concurred, distinguishing this case from *National Guard Bureau, Pease Air National Guard Base, Newington, New Hampshire*, 74 FLRA 64 (2024) (Member Kiko dissenting).

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.