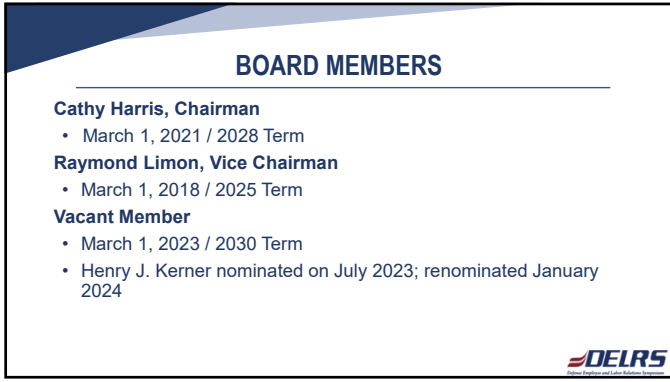
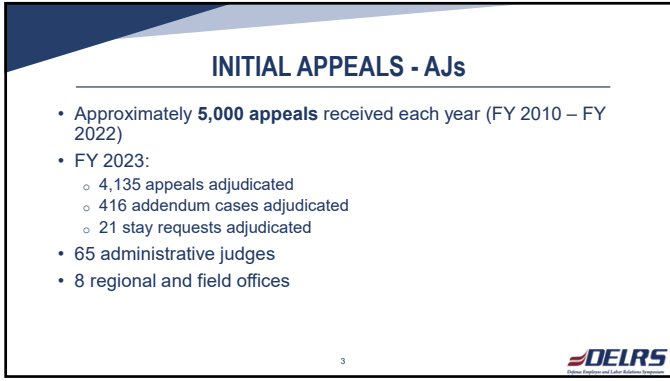




1




2



3

INITIAL APPEALS – FY 2023


<u>All Agencies</u>	<u>Department of Defense</u>
<ul style="list-style-type: none">• Total Decided: 4,135 cases<ul style="list-style-type: none">◦ Dismissed: 2,815 (68.1%)◦ Not Dismissed: 1,320 (31.9%)<ul style="list-style-type: none">▪ Settled: 732 (55.5%)▪ Adjudicated: 588 (44.5%)<ul style="list-style-type: none">– Affirmed: 458 (77.9%)– Reversed: 98 (16.7%)– Mitigated: 16 (2.7%)	<ul style="list-style-type: none">• Total Decided: 232 cases (6th)<ul style="list-style-type: none">◦ Dismissed: 160 (69.0%)◦ Not Dismissed: 72 (31.0%)<ul style="list-style-type: none">▪ Settled: 42 (58.3%)▪ Adjudicated: 30 (31.7%)<ul style="list-style-type: none">– Affirmed: 17 (56.7%)– Reversed: 12 (40.0%)– Mitigated: 1 (3.3%)

 Defense Equal Opportunity and Labor Relations System

4

PETITIONS FOR REVIEW

- **Petitions for Review (Board)**
 - Approximately 1,000/year historically
 - Lower receipts (approximately 600/per year) during lack of quorum/early restoration of quorum period (FY 2017 – FY 2022)
- **Federal Circuit/Other Courts of Appeal**
 - Whistleblower cases can go to any court of appeal
 - Mixed cases (discrimination allegations) go to district courts


 Defense Equal Opportunity and Labor Relations System

5

RESTORATION OF QUORUM

- **March 4, 2022 – March 31, 2024**
 - 2,856 cases decided by the Board*
 - Precedential and nonprecedential decisions on www.mspb.gov
- **HQ Inherited Inventory**
 - March 4, 2022: 3,793 cases inherited by the new Board
 - March 31, 2024: 1,284 cases remain pending


* Includes PFRs and non-PFR cases (e.g., court remands, arbitration cases, compliance referrals, interlocutory appeals, and OSC stay requests)

 Defense Equal Opportunity and Labor Relations System

6

E-APPEAL

- Launched October 16, 2023
- Expanded dashboard functionality for appellants and representatives to view all their assigned cases in one location
- Preserves existing functionality and offers new features for an enhanced customer experience
- Updated system design and appearance using a cloud-based software platform
- More updates and improved functionality on the way



10

 **ANY QUESTIONS**



11

 **THANK YOU**
FOR ATTENDING



12
