



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

November 8, 2017

CBCA 5906-RELO

In the Matter of CYRIL D. ORAM, JR

Cyril D. Oram, Jr., APO Area Pacific, Claimant.

Davis Young, Military Sealift Command, Department of the Navy, Norfolk, VA, appearing for Department of the Navy.

VERGILIO, Board Judge.

The claimant, Cyril D. Oram, Jr., as a new appointee, reported to his new duty station as a civilian with the Department of the Navy (agency) on May 1, 2017. At that time and thereafter, the claimant was a member of a union and subject to a collective bargaining agreement (CBA). The claimant's assertion, made without supporting evidence, that the CBA was effective November 1, 2017, is contrary to the evidence in the record. The agreement establishes grievance procedures to be used for any claimed violation of any law, rule, or regulation affecting conditions of employment. No exception is made for the resolution of disputes regarding relocation entitlements and relief. Relating to the relocation to the new duty station, the claimant here asserts that the agency violated laws and regulations. The claimant asks that the agency correct his place of hire and place of residence for the position, reimburse the claimant required relocation benefits associated with the move, and pay for costs the claimant contends he was required to incur.

The agency moves the Board summarily to dismiss this matter; the claimant opposes the motion. Because the claimant was subject to a collective bargaining agreement that establishes exclusive procedures for the resolution of grievances, with no exception made for the issues raised in this relocation dispute, this Board lacks the authority to resolve the questions raised by the claimant. 5 U.S.C. § 7121(a)(1) (2012); *Valerie A. Mastriano*, CBCA 5689-RELO, 17-1 BCA ¶ 36,811; *Kwok Hin Ko*, CBCA 5511-TRAV, 17-1 BCA ¶ 36,604.

Accordingly, the matter is dismissed because the Board lacks the authority to resolve this claim.

JOSEPH A. VERGILIO
Board Judge