

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of  
  
DIRECTOR, DEPARTMENT OF LABOR  
AND INDUSTRIAL RELATIONS,  
  
Complainant,  
  
and  
  
KAWIKA'S PAINTING, INC.,  
  
Respondent.

CASE NO. OSH 2012-12  
  
ORDER NO. 528  
  
PRETRIAL ORDER

PRETRIAL ORDER

Pursuant to the status conference in this matter by the Hawaii Labor Relations Board (Board) on October 16, 2013, and attended by Robyn Kuwabe for Complainant and Steve Peterson for Respondent; IT IS HEREBY ORDERED THAT:

The Board sets the following deadlines and hearing dates.

1. The deadline to file the identification of live witnesses is **December 10, 2013**. Each party shall provide a list of the names of witnesses it plans to call at trial, along with the address of each witness and the general subject to which the witness will testify, to the other party and to the Board by this date.
2. The discovery cutoff date is **January 7, 2014**. All discovery will be completed. **The parties are not required to file motion to permit discovery. Discovery will be controlled by the Hawaii Rules of Civil Procedure.**
3. The deadline for the parties to exchange exhibit list is **January 29, 2014**. In identifying exhibits, Complainant shall use numbers and Respondent shall use the letters of the alphabet. The HIOSH investigative file shall be marked as Complainant's Exhibit 1. Three (3) hard copies and one (1)

OSH 2012-12 DLIR v. Kawika's Painting, Inc.  
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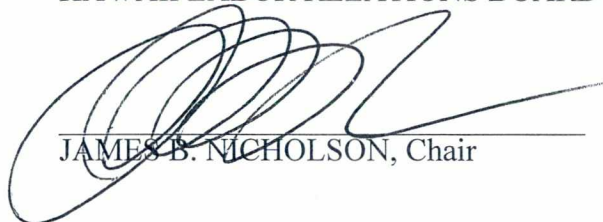
.pdf copy of all exhibits, including the HIOSH investigative file, shall be provided to the Board by the last business day before trial.

4. Trial in this matter is scheduled for **February 5, 2014 at 9:00 a.m.** in the Board's hearing room located at 830 Punchbowl Street, Room 434, Honolulu, Hawaii, 96813. The trial may be continued by the Board until completed.

Hereafter, this Pretrial Order shall control the course of proceedings including any scheduled trial date, and may not be amended except by a request by a party with written consent of the parties and the Board, or by an order granting a motion filed with the Board.

DATED: Honolulu, Hawaii, October 17, 2013.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



SESNITA A. D. MOEPONO, Member

NOTICE TO EMPLOYER

You are required to post a copy of this Order at or near where citations under the Hawaii Occupational Safety and Health Law are posted at least five working days prior to the trial date. Further, you are required to furnish a copy of this Order to a duly recognized representative of the employees, if any, at least five working days prior to the trial date.

Copies sent to:  
Robyn Kuwabe, Deputy Attorney General  
Steve Peterson, Project Manager