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Transaction ID 57033373
Case No. 2015-1

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

DARRYL CAMINOS,

Complainant,

and

HONOLULU COUNTRY CLUB LLC,

Respondent,

and

DIRECTOR, DEPARTMENT OF LABOR
AND INDUSTRIAL RELATIONS,

Respondent.

CASE NO. OSH 2015-1

ORDER NO. 644

PRETRIAL ORDER

PRETRIAL ORDER

Pursuant to the initial conference/settlement conference held in this matter by the Hawaii Labor Relations Board (Board) on April 2, 2015, and attended by DARRYL CAMINOS (Complainant), J. Gerard Lam, Deputy Attorney General, for DIRECTOR, DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS (Respondent or DLIR) and telephonically by Kathleen Novak for HONOLULU COUNTRY CLUB LLC (Respondent).

The issues in this case are contained in the Notice of Contest.

IT IS HEREBY ORDERED THAT:

Pursuant to Hawaii Revised Statutes (HRS) §§396-3, 396-11 and 396-11.5, the Board sets the following deadlines and hearing dates:

1. The deadline to file the identification of live witnesses is **May 22, 2015**. 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 parties and to the Board by this date.

2. The discovery cutoff date is **June 22, 2015**. All discovery will be completed by this date. The parties are not required to file motions to permit discovery. Discovery will be controlled by the Hawaii Rules of Civil Procedure.
3. The deadline for the parties to exchange exhibit lists is **July 14, 2015**. The HIOSH investigative report, not the entire file, shall be marked as DLIR's Exhibit A. In identifying exhibits, Complainant shall use numerical designations 1-2-3-4, etc. to identify his exhibits, Respondent Director of Labor and Industrial Relations shall use alphabetical letters A-B-C-D, etc. to identify its exhibits and Respondent Honolulu Country Club LLC. shall use roman numerals I, II, III etc to identify its exhibits.
4. The Deadline for providing Copies of Proposed Exhibits is **July 17, 2015**.
 - a. If a party is utilizing the File & ServeXpress (FSX) eFiling system to file their proposed exhibits, then the party shall electronically serve any opposing party registered with FSX; provide to the Board one (1) hard copy of their exhibits for use by the witness during the hearing; and deliver a copy to each opposing party not registered with FSX.
 - b. If a party is not utilizing the FSX eFiling system, then said party shall deliver one (1) hard copy of its proposed exhibits to each opposing party; the Board for use by the witness during the hearing; and provide to the Board one (1) pdf copy of the exhibits in one file and bookmarked, or in individual files.
5. Trial in this matter is scheduled for **July 21, 2015 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.

The trial may be continued by the Board until completed.

Any party may retain counsel if the party so desires and an individual may appear on the individual's own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation or trust or association may represent the corporation, trust or association.

Auxiliary aids and services are available upon request. Call Mrs. Nora Ebata or Mr. Milton Hirata at (808) 586-8610, (808) 586-8847 (TTY), or 1 (888) 569-6859 (TTY neighbor islands). A request for reasonable accommodations should be made no later than ten working days prior to the needed accommodation.

Hereafter, this Pretrial Order shall control the course of proceedings including any scheduled trial date and may not be amended except by mutual consent of the parties and Board approval, or by order of the Board. Any request by a party to change any of the hearing dates herein must be made by filing a motion.

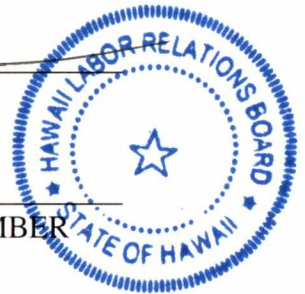
DATED: Honolulu, Hawaii, April 6, 2015.

HAWAII LABOR RELATIONS BOARD


JAMES B. NICHOLSON, CHAIR


SESNITA A.D. MOEPOMO, MEMBER


ROCK B. LEY, 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:

Darryl Caminos
J. Gerard Lam, Deputy Attorney General
Kathleen Novak