



STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

EFiled: Sep 08 2015 09:25AM HAST
Transaction ID 57829818
Case No. 2015-22

In the Matter of

DIRECTOR, DEPARTMENT OF LABOR
AND INDUSTRIAL RELATIONS,

Complainant,

and

AKAMAI CONSTRUCTION SERVICES,

Respondent.

CASE NO. OSH 2015-22

ORDER NO. 686

ORDER GRANTING MOTION TO
CONTINUE INITIAL CONFERENCE/
SETTLEMENT CONFERENCE

ORDER GRANTING MOTION TO CONTINUE
INITIAL CONFERENCE/SETTLEMENT CONFERENCE

On September 3, 2015, counsel for Complainant DIRECTOR, DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS (Complainant) filed its Motion to Continue Initial Conference/Settlement Conference (Motion) scheduled for September 4, 2015 at 9:00 a.m. with the Hawaii Labor Relations Board (Board).

In its Motion, Complainant requested that the September 4, 2015 Initial Conference/Settlement Conference (Initial Conference) be continued on the grounds that Respondent AKAMAI CONSTRUCTION SERVICES (Respondent) will be withdrawing its Contest of the State of Hawaii, Department of Labor and Industrial Relations, Hawaii Occupational Safety and Health Division Citation and Notification of Penalty and is therefore amenable to continuing the Initial Conference in this matter. By Declaration attached to the Motion, Complainant's counsel declared that she had conferred with Respondent's representative, Manager David Fugate, who was amenable to a continuance of the Initial Conference and further represented that Respondent will be withdrawing its Contest in this matter. Also, in support of Complainant's representations, Respondent's representative called the Board and spoke to a staff member on September 3, 2015 informing the Board that Respondent wishes to withdraw his appeal.

In view of the facts presented (Respondent's intention to withdraw its Contest), and the concurrence of the parties for a continuance, the Board grants Complainant's Motion.

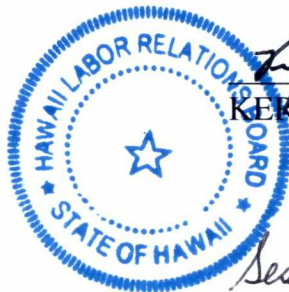
Presently, the Board is awaiting written confirmation from Respondent's representative to the Board notifying the Board of Respondent's withdrawal of its Contest in this matter. Therefore, the Board will set a deadline for Respondent to file its written confirmation of withdrawal.

ORDER

In accordance with the foregoing, the Board GRANTS Complainant's Motion to Continue Initial Conference/Settlement Conference scheduled on September 4, 2015. Provided further, the Board sets a deadline of September 22, 2015, two weeks from the date of mailing of this Order, for Respondent to file its written confirmation requesting a withdrawal of its Contest in this matter. If Respondent does not file said confirmation, then the Board will reschedule an initial/settlement conference in this matter.


DATED: Honolulu, Hawaii, September 8, 2015.

HAWAII LABOR RELATIONS BOARD




KERRY M. KOMATSUBARA, Chair


SESNITA A.D. MOEPONO, Member


ROCK B. LEY, Member

Copies sent to:

Doris Dvonch, Deputy Attorney General
David Fugate, Manager

I do hereby certify that this is a full, true and correct copy of the original on file in this office.


Hawaii Labor Relations Board