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Transaction ID 62615316
Case No. 18-CU-08-366

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

LENORA L. ASATO,

Complainant,

and

HAWAII GOVERNMENT
EMPLOYEES ASSOCIATION,
AFSCME, LOCAL 152, AFL-CIO,

Respondent.

CASE NO. 18-CU-08-366

ORDER NO. 3415

ORDER GRANTING MOTION TO
WITHDRAW PROHIBITED PRACTICE
COMPLAINT

ORDER GRANTING MOTION TO
WITHDRAW PROHIBITED PRACTICE COMPLAINT

On September 16, 2018, Complainant LENORA L. ASATO (Complainant or Asato), self-represented litigant, filed a prohibited practice complaint (PPC) against Respondent HAWAII GOVERNMENT EMPLOYEES ASSOCIATION (Respondent or HGEA) in Case No. 18-CU-08-366 with the Hawaii Labor Relations Board (Board). The Board subsequently filed a Pretrial Order No. 3396 and Notices on September 18, 2018.

On September 24, 2018 Respondent filed HGEA/AFSCME'S MOTION FOR PARTICULARIZATION OF THE COMPLAINT FILED ON SEPTEMBER 16, 2018 (Motion for Particularization).

On October 3, 2018, the Board conducted a Prehearing/Settlement Conference, at which the Parties orally stipulated to allow Asato to file an amended complaint in lieu of particularization on or about October 17, 2018.

On October 17, 2018, Complainant filed LENORA L. ASATO'S MOTION FOR WITHDRAWAL WITHOUT PREJUDICE FOR COMPLAINT FILED ON SEPTEMBER 16, 2018 (Motion to Withdraw). Subsequently, Respondent filed HGEA/[AFSCME]'S

MEMORANDUM IN OPPOSITION TO COMPLAINANT'S MOTION TO WITHDRAW
PROHIBITED PRACTICE COMPLAINT FILED ON SEPTEMBER 16, 2018 (Opposition to
Motion to Withdraw).

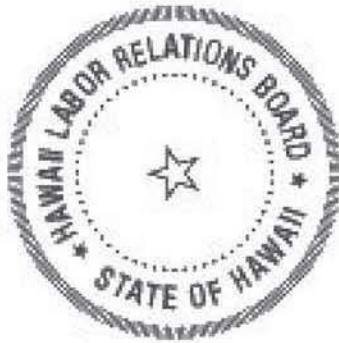
On October 26, 2018, the Board began the hearing on the merits of the PPC. The Board then allowed the Parties to present oral arguments on the Motion to Withdraw.

Under HAR § 12-42-44, "[a]ny complaint may be withdrawn at any time prior to the issuance of a final order thereon, upon motion and with the consent of the board. Whenever the board approves withdrawal of such complaint, the case shall be closed."

Based on a review of the full record, the Board grants the withdrawal of the PPC. This case is closed.

DATED: Honolulu, Hawaii, October 31, 2018.

HAWAII LABOR RELATIONS BOARD




MARCUS R. OSHIRO, Chair


SESNITA A.D. MOEPONO, Member


J.N. MUSTO, Member

Copies sent to:
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Peter Liholiho Trask, Esq.