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Transaction ID 60593973  
Case No. RA-05-238**

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

HAWAII STATE TEACHERS  
ASSOCIATION,

Petitioner,

and

DEPARTMENT OF EDUCATION, State of  
Hawaii,

Intervenor.

CASE NO. RA-05-238

DECISION NO. 488

FINAL DECISION ADOPTING  
PROPOSED FINDINGS OF FACT,  
CONCLUSIONS OF LAW, DECISION  
AND ORDER

FINAL DECISION ADOPTING PROPOSED  
FINDINGS OF FACT, CONCLUSIONS OF LAW, DECISION AND ORDER

On February 28, 2017, the Hawaii Labor Relations Board (Board) filed Proposed Findings of Fact, Conclusions of Law, and Decision and Order (Proposed Findings and Conclusions) in the above-referenced case. The Proposed Findings and Conclusions provided for any person adversely affected by the Proposed Findings and Conclusions to file exceptions with the Board, pursuant to Hawaii Revised Statutes § 91-14 within ten days after service of a certified copy of this document, and that a hearing for presentation of oral arguments on any exceptions filed would be held on March 23, 2017.

On March 6, 2017, the Board issued Order No. 3237 Stipulation and Order to Reschedule Deadlines Related to HLRB's Proposed Findings of Fact, Conclusions of Law, and Decision and Order approving a stipulation and agreement between the parties that the deadline for filing of the exceptions be continued to April 10, 2017 and that a new hearing date be set by the Board on the oral arguments on any exceptions filed sometime after April 10, 2017.

On April 7, 2017, the Board issued a Notice of Rescheduled Deadline for Filing Exceptions and Setting the Hearing Date to Receive Oral Arguments on Proposed Findings of Fact, Conclusions of Law, and Decision and Order setting a new deadline of April 10, 2017 for the filing of the exceptions and a new hearing date for presentation of oral arguments on May 5, 2017. On that same date, the Board issued an Errata to Notice of Rescheduled Deadline for Filing Exceptions

and Setting the Hearing Date to Receive Oral Arguments on Proposed Findings of Fact, Conclusions of Law, and Decision and Order.

On April 10, 2017, the Hawaii State Teachers Association (HSTA) filed HSTA's Exceptions to Proposed Findings of Fact, Conclusions of Law, and Decision and Order Filed on February 28, 2017 and Legal Memorandum in Support of HSTA's Exceptions (HSTA's Exceptions).

On May 5, 2017, the Board held the hearing for the presentation of oral arguments, at which HSTA was given the opportunity to present further oral arguments in support of HSTA's Exceptions and Respondent was given the opportunity to present oral arguments in response.

Based on a full review of the record in this case, including a careful review of the HSTA Exceptions and Respondent's argument in response thereto, the Board finds such exceptions to be without merit and are overruled.

The Board hereby adopts the Proposed Findings of Fact, Conclusions of Law, and Decision and Order, filed on February 28, 2017 and attached hereto. This case is deemed to be closed.

DATED: Honolulu, Hawaii, May 11, 2017, 2017.

HAWAII LABOR RELATIONS BOARD



*Sesnita A. D. Moepono*  
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SESNITA A.D. MOEPONO, Member

*J.N. Musto*  
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