

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

|                                 |   |                              |          |
|---------------------------------|---|------------------------------|----------|
| In the Matter of                | ) | CASE NOS.:                   | S-03-47a |
|                                 | ) |                              | S-04-47b |
| JOHN WAIHEE, III, Governor,     | ) |                              | S-13-47c |
| State of Hawaii,                | ) |                              |          |
|                                 | ) | ORDER NO.                    | 1066     |
| Petitioner,                     | ) |                              |          |
|                                 | ) | ORDER DISMISSING PETITION    |          |
| and                             | ) | RELATING TO STRIKE OCCURRING |          |
|                                 | ) | OR STRIKE ABOUT TO OCCUR     |          |
| HAWAII GOVERNMENT EMPLOYEES     | ) | ENDANGERING PUBLIC HEALTH OR |          |
| ASSOCIATION, AFSCME, LOCAL 152, | ) | SAFETY WITHOUT PREJUDICE     |          |
| AFL-CIO,                        | ) |                              |          |
|                                 | ) |                              |          |
| Exclusive                       | ) |                              |          |
| Representative.                 | ) |                              |          |

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ORDER DISMISSING PETITION RELATING TO  
STRIKE OCCURRING OR STRIKE ABOUT TO OCCUR  
ENDANGERING PUBLIC HEALTH OR SAFETY WITHOUT PREJUDICE

On April 28, 1994, counsel for Exclusive Representative HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) informed the Hawaii Labor Relations Board (Board) that the HGEA and Petitioner JOHN WAIHEE, III, Governor, State of Hawaii (Employer) had reached a tentative agreement with respect to the collective bargaining agreements (contracts) for employees in bargaining units 03 (nonsupervisory employees in white collar positions), 04 (supervisory employees in white collar positions), and 13 (professional and scientific employees, other than registered professional nurses).

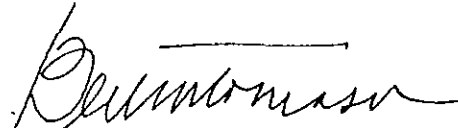
The Board takes notice that thereafter on April 29, 1994, members of bargaining units 03, 04, and 13 voted to ratify their respective contracts. The Board further takes notice that on May 2, 1994, the Hawaii State Legislature enacted legislation

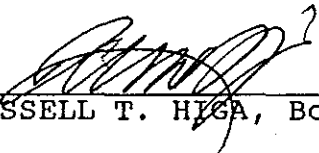
necessary to fund the terms and conditions of the ratified contracts.

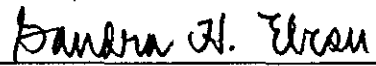
Based on the foregoing, the Board finds that there is no strike occurring or about to occur endangering public health or safety. In this regard, the Board finds that the precipitating circumstances have changed and the instant petition is moot. Therefore, pursuant to its authority under § 89-12, Hawaii Revised Statutes, and Administrative Rules § 12-42-88(b), the Board, on its own motion, hereby dismisses the instant petition without prejudice.

DATED: Honolulu, Hawaii, May 12, 1994.

HAWAII LABOR RELATIONS BOARD

  
\_\_\_\_\_  
BERT M. TOMASU, Chairperson

  
\_\_\_\_\_  
RUSSELL T. HIGA, Board Member

  
\_\_\_\_\_  
SANDRA H. EBESU, Board Member

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