STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

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In the Matter of

RODNEY W. LEDWARD,

Complainant,

and

HONOLULU POLICE DEPARTMENT, City and County of Honolulu and STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS,

Respondents.

CASE NOS.: CE-12-216 CU-12-101

ORDER NO. 1142

ORDER GRANTING COMPLAINANT'S MOTION TO POSTPONE HEARING; THIRD NOTICE OF RESCHEDULED HEARING ON PROHIBITED PRACTICE COMPLAINT

ORDER GRANTING COMPLAINANT'S MOTION TO POSTPONE HEARING; THIRD NOTICE OF RESCHEDULED HEARING ON PROHIBITED PRACTICE COMPLAINT____

On January 17, 1995, Complainant RODNEY W. LEDWARD, <u>pro se</u>, filed a Motion to Postpone Hearing with the Hawaii Labor Relations Board (Board). Complainant requests that the Board postpone the hearing in the instant matter scheduled for January 18, 1995 at 9:00 a.m. because the attorney reviewing documents relating to his case has declined to represent him.

In his affidavit attached to his motion, Complainant indicates that counsel for Respondent HONOLULU POLICE DEPARTMENT, City and County of Honolulu, and counsel for Respondent STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS (SHOPO) do not object to a postponement of the hearing in this matter.

However, on January 13, 1995, Respondent SHOPO, by and through its attorneys, filed a Memorandum Regarding Complainant's Third Request for Continuance, requesting that the Board grant the

continuance on the condition that this be the last continuance for Complainant and that if Complainant is unable to proceed at the new hearing date, the case be dismissed for lack of prosecution. SHOPO contends that the continual delays by Complainant are prejudicing In this regard, SHOPO expresses concern that SHOPO's case. witnesses may not be able or willing to make themselves available at a later date. In addition, SHOPO indicates that it has been ready to proceed with the hearing in this case since November 1994 and that Complainant's delays have caused needless expenses to be incurred, including but not limited to, the amount of preparation time involved in a case of this nature.

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Based upon the foregoing, the Board hereby grants Complainant's motion to postpone the January 18, 1995 hearing on the condition that this will be the last continuance granted for Complainant.

YOU ARE HEREBY NOTIFIED that the Board will conduct a hearing on the instant prohibited practice complaint on March 23, 1995 at 9:00 a.m. in the Board's hearings room, Room 203, 550 Halekauwila Street, Honolulu, Hawaii. Appropriate provisions of the notice issued on May 25, 1994 remain applicable.

DATED: Honolulu, Hawaii, January 19, 1995

HAWAII LABOR RELATIONS BOARD

Chairperson

Board Member

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RODNEY W. LEDWARD v. HONOLULU POLICE DEPARTMENT, City and County of Honolulu and STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS; CASE NOS.: CE-12-216, CU-12-101 ORDER NO. 1142

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SANDRA H. EBESU, Board Member

Copies sent to:

Rodney W. Ledward Danielle N. Degele-Mathews, Esq. Debra Kagawa, Deputy Corporation Counsel Joyce Najita, IRC