

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NOS.:	CE-02-245a
	)		CE-03-245b
HAWAII GOVERNMENT EMPLOYEES	)		CE-04-245c
ASSOCIATION, AFSCME LOCAL 152,	)		CE-09-245d
AFL-CIO,	)		CE-13-245e
)		
Complainant,	)	ORDER NO. 1175	
)		
and	)	ORDER DENYING OIP'S PETITION	
	)	FOR INTERVENTION; NOTICE OF	
JEREMY HARRIS, Mayor of the	)	RESCHEDULED PREHEARING	
City and County of Honolulu,	)	CONFERENCE AND HEARING ON	
	)	PROHIBITED PRACTICE COMPLAINT	
Respondent.)		

ORDER DENYING OIP'S PETITION FOR INTERVENTION;
NOTICE OF RESCHEDULED PREHEARING CONFERENCE
AND HEARING ON PROHIBITED PRACTICE COMPLAINT

On March 20, 1995, the OFFICE OF INFORMATION PRACTICES (OIP), Department of the Attorney General, State of Hawaii, by and through its attorney, filed a Petition for Intervention with the Hawaii Labor Relations Board (Board). At the prehearing conference on March 21, 1995, counsel for Respondent JEREMY HARRIS (HARRIS), Mayor of the City and County of Honolulu, indicated that HARRIS has no objection to OIP's petition. On March 28, 1995, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME LOCAL 152, AFL-CIO (HGEA) filed a memorandum in opposition to OIP's petition for intervention.

Based upon a review of the record before the Board, a Board majority hereby denies OIP's Petition for Intervention. However, the Board majority will permit OIP to participate in the proceedings as an amicus curiae.

Additionally, at the prehearing conference on March 21, 1995, the parties agreed to try to stipulate to the facts in this case. However, in the event that the parties are unable to stipulate to the facts, the Board scheduled a second prehearing conference for April 12, 1995 and continued the hearing scheduled for March 29, 1995 until April 19, 1995.


YOU ARE HEREBY NOTIFIED that the Board will conduct a prehearing conference on the above-entitled prohibited practice complaint on April 12, 1995 at 9:00 a.m. in the Board's hearings room, Room 203, 550 Halekauwila Street, Honolulu, Hawaii.

YOU ARE ALSO NOTIFIED that the Board will conduct a hearing on the instant complaint on April 19, 1995 at 9:00 a.m. in the above-mentioned hearings room.

Appropriate provisions of the notice issued on March 3, 1995 remain applicable.

DATED: Honolulu, Hawaii, April 5, 1995.

HAWAII LABOR RELATIONS BOARD


BERT M. TOMASU, Chairperson


RUSSELL T. HIGA, Board Member

OPINION CONCURRING IN PART AND DISSENTING IN PART

I concur with the Board majority's order denying OIP's petition for intervention because I believe that OIP's intervention would unduly broaden the issues in this labor-management dispute.

However, contrary to the Board majority, I do not agree that OIP should be allowed to participate in the proceedings as an amicus curiae.

Sandra H. Ebesu
SANDRA H. EBESU, Board Member

Copies sent to:

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