

STATE OF HAWAII  
PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of	)	
	)	
HAWAII GOVERNMENT EMPLOYEES'	)	Case Nos. SF-02-44
ASSOCIATION, LOCAL 152,	)	SF-03-45
AFSCME, AFL-CIO,	)	SF-04-46
	)	SF-06-47
Petitioner,	)	SF-08-48
	)	SF-13-49
and	)	
	)	Order No. <u>119</u>
THEODORE B. JORDAN,	)	
	)	
Intervenor.	)	
_____	)	

ORDER GRANTING MOTION TO REOPEN  
FOR INTRODUCTION OF EVIDENCE

By Order No. 107, this Board denied Intervenor's Motion to Reopen for Introduction of Evidence, but indicated that if Intervenor would provide a showing of what evidence he sought to introduce upon reopening, this Board would consider granting his motion to reopen.

On March 18, 1977, Intervenor filed a five-page listing of 28 matters he seeks to introduce into evidence in this case. A hearing was held on Monday, April 18, 1977, upon the Intervenor's motion as augmented by said listing.

It is hereby ordered that Petitioner's motion to reopen is granted. He will be able to cross-examine witness Russell Okata and to testify himself as to the matters set forth in his March 18 listing, subject however to exclusion of any such matters determined at the hearing upon reopening to be irrelevant or immaterial.

Petitioner will be permitted to submit into evidence the collective bargaining agreement for Unit 8. He will not, however, be allowed to introduce any other documentary evidence included in his listing.

There has been no showing that permitting the subject reopening will result in surprise or prejudice to the Petitioner HGEA or an inconvenience to the Board or the parties. A hearing "is not a mere game for testing the skill and vigilance of contesting lawyers, but is an investigation instituted for the purpose of ascertaining the truth."

Cooke Trust Co., Exec. v. Edwards et al., 43 Haw. 226, 232.

The hearing upon reopening will take place at 9:00 a.m., Wednesday, April 27, 1977, in the Board's hearing room, second floor, 550 Halekauwila Street, Honolulu, Hawaii.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

  
Mack H. Hamada, Chairman

  
John E. Milligan, Board Member

  
James K. Clark, Board Member

Dated: April 15, 1977

Honolulu, Hawaii