

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. CE-12-249
)	
CALVIN DAVID MILLER,)	ORDER NO. 1208
)	
Complainant,)	ORDER GRANTING RESPONDENT'S
)	SECOND MOTION FOR EXTENSION
and)	OF TIME TO FILE ANSWER
)	
MICHAEL NAKAMURA, Chief,)	
Honolulu Police Department,)	
City and County of Honolulu,)	
)	
Respondent.)	

ORDER GRANTING RESPONDENT'S
SECOND MOTION FOR EXTENSION TO FILE ANSWER

On June 27, 1995, Respondent MICHAEL NAKAMURA, Chief, Honolulu Police Department, City and County of Honolulu, by and through his attorneys, filed a motion for extension of time to file answer with the Hawaii Labor Relations Board (Board). Respondent requests an extension of time to file an answer which was due on June 6, 1995. The affidavit of Respondent's counsel attached to the motion states that the Board's order which set the deadline for the filing of the answer was misrouted in his office and he did not receive actual notice of the deadline until June 21, 1995. Respondent's counsel also states that he has been unable to contact Complainant to determine his position with regard to the instant motion. Respondent thus requests an extension until June 29, 1995 to file his answer.


At the prehearing conference held on June 29, 1995, Complainant objected to the instant motion because he felt that Respondent was acting in bad faith.

Based on the record, the Board finds that Respondent's counsel failed to file an answer because the notice was inadvertently misdirected in his office.

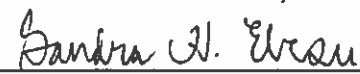
For good cause shown, the Board hereby grants Respondent's motion. The deadline for filing Respondent's answer is July 3, 1995.

DATED: Honolulu, Hawaii, June 29, 1995.

HAWAII LABOR RELATIONS BOARD


BERT M. TOMASU, Chairperson


RUSSELL T. HIGA, Board Member


SANDRA H. EBESU, Board Member

Copies sent to:

W. Anthony Aguinaldo, Deputy Corporation Counsel
Calvin David Miller
Joyce Najita, IRC