

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of)
)
UNITED PUBLIC WORKERS, AFSCME,)
LOCAL 646, AFL-CIO,)
)
Complainant,)
)
and)
)
BENJAMIN J. CAYETANO, Governor,)
State of Hawaii; JAMES TAKUSHI,)
Director, Department of Human)
Resources Development, State of)
Hawaii; LINDA CROCKETT LINGLE,)
Mayor, County of Maui; RAYMOND)
KOKUBUN, Director, Department of)
Personnel Services, County of)
Maui; STEPHEN YAMASHIRO, Mayor,)
County of Hawaii and MICHAEL R.)
BEN, Director, Department of)
Personnel Services, County of)
of Hawaii,)
)
Respondents.)

CASE NO. CE-10-273

ORDER NO. 1264

ORDER CONSOLIDATING CASES
FOR DISPOSITION; ORDER GRANT-
ING COMPLAINANT'S MOTION TO
DISMISS THE COUNTY OF KAUAI,
MARYANNE KUSAKA AND ALLAN
TANIGAWA WITHOUT PREJUDICE

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Personnel Services, County of)
Maui; STEPHEN YAMASHIRO, Mayor,)
County of Hawaii and MICHAEL R.)
BEN, Director, Department of)
Personnel Services, County of)
of Hawaii,)

CASE NO. CE-01-274

Respondents.)

ORDER CONSOLIDATING CASES FOR DISPOSITION; ORDER GRANTING
COMPLAINANT'S MOTION TO DISMISS THE COUNTY OF KAUAI,
MARYANNE KUSAKA AND ALLAN TANIGAWA WITHOUT PREJUDICE

On November 15, 1995, Respondents BENJAMIN J. CAYETANO, Governor, State of Hawaii and JAMES TAKUSHI, Director, Department of Human Resources Development, State of Hawaii (collectively State), by and through their attorneys, filed motions to consolidate Case No. CE-10-273 and Case No. CE-01-274 in the respective cases with the Hawaii Labor Relations Board (Board). The State contends that the allegations in the instant cases are almost identical except that the named bargaining units are different. The State contends that the cases involve substantially the same parties or issues and consolidation of the proceedings would be conducive to the proper dispatch of its business and the ends of justice and would not unduly delay the proceeding. The State further contends that consolidation of the cases would avoid extraneous expenses associated with a duplicative hearing and eliminate the possibility of conflicting results.

At the prehearing conference held on November 16, 1995, Complainant UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW), by and through its counsel, did not oppose the consolidation of the cases. Additionally, none of the Respondents opposed the consolidation of the cases.

The Board finds that the complaints involve substantially the same parties and issues and that consolidation of the proceedings would be conducive to the proper dispatch of business

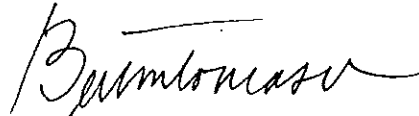
and the ends of justice and will not unduly delay the proceedings. Pursuant to Administrative Rules § 12-42-8(g)(13), the Board hereby consolidates the instant complaints and the proceedings thereon for disposition.

Thereafter, on the same date, the UPW filed a motion to dismiss the COUNTY OF KAUAI, MARYANNE KUSAKA and ALLAN TANIGAWA (collectively KAUAI COUNTY) from the complaint without prejudice. UPW's counsel states in an affidavit that the Complainant wishes to dismiss KAUAI COUNTY from the instant complaints without prejudice.

Based upon the foregoing, the Board hereby dismisses KAUAI COUNTY from the instant complaints without prejudice.

DATED: Honolulu, Hawaii, November 17, 1995.

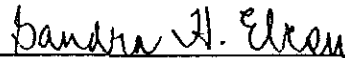
HAWAII LABOR RELATIONS BOARD



BERT M. TOMASU, Chairperson



RUSSELL T. HIGA, Board Member



SANDRA H. EBESU, Board Member

Copies sent to:

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