

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

|                             |   |                    |
|-----------------------------|---|--------------------|
| In the Matter of            | ) | CASE NO. CE-01-278 |
|                             | ) |                    |
| MICHAEL L. LAST,            | ) | ORDER NO. 1290     |
|                             | ) |                    |
| Complainant,                | ) | ORDER              |
|                             | ) |                    |
| and                         | ) |                    |
|                             | ) |                    |
| DEPARTMENT OF PUBLIC WORKS, | ) |                    |
| County of Hawaii,           | ) |                    |
|                             | ) |                    |
| Respondent.                 | ) |                    |
| <hr/>                       |   |                    |

ORDER

After reviewing the record and arguments presented by the parties, the Board will dismiss the instant complaint. In order to assist the Board and expedite a ruling in this matter, the prevailing party, the DEPARTMENT OF PUBLIC WORKS, County of Hawaii (Employer) is directed to submit a proposed order, including proposed findings of fact and conclusions of law, reflecting the Board's ruling that:

1) the complaint is barred by the statute of limitations because it was filed more than ninety days after the alleged violation; and

2) the complaint fails to state a claim for relief under § 89-13(a)(8), Hawaii Revised Statutes (HRS) because no specific contract provision is alleged to have been violated.

The Employer shall submit the proposed order within fifteen days of this order.

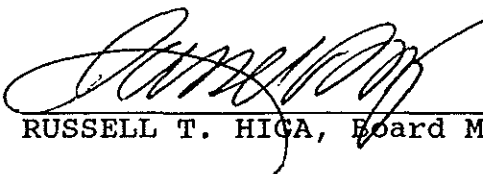
MICHAEL L. LAST and DEPARTMENT OF PUBLIC WORKS, County of Hawaii;  
CASE NO. CE-01-278  
ORDER NO. 1290  
ORDER

DATED: Honolulu, Hawaii, February 13, 1996.

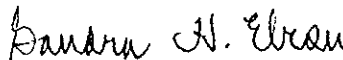
HAWAII LABOR RELATIONS BOARD



BERT M. TOMASU, Chairperson



RUSSELL T. HIGA, Board Member



SANDRA H. EBESU, Board Member

Copies sent to:

Michael L. Last  
Ivan M. Torigoe, Deputy Corporation Counsel  
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