

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-01-114
MICHAEL L. LAST,	)	ORDER NO. 1296
Complainant,	)	ORDER
and	)	
UNITED PUBLIC WORKERS, AFSCME,	)	
LOCAL 646, AFL-CIO,	)	
Respondent.	)	

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ORDER

After considering the arguments of the parties and the record in this case, the Board will dismiss the instant complaint. In order to assist the Board and expedite a ruling in this matter, the prevailing party, the UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW or Union), 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 fails to state a claim for relief because neither Section 89-1, Hawaii Revised Statutes (HRS) nor Section 2.03 of the Unit 01 contract requires notice or consent of service fee members for an increase in service fees or dues as alleged;


2) any allegations of prohibited practices committed ninety days prior to the filing of the complaint are time-barred; and

3) Complainant lacks standing to bring a claim on behalf of Union members because he is not a member of the Union.

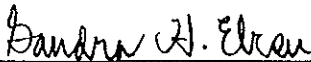
The UPW shall submit the proposed order within fifteen days of this order.

DATED: Honolulu, Hawaii, March 4, 1996.

HAWAII LABOR RELATIONS BOARD

  
BERT M. TOMASU, Chairperson

  
RUSSELL T. HIGA, Board Member

  
SANDRA H. EBESU, Board Member

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