

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-01-120
	)	
STEPHEN K. YAMASHIRO,	)	ORDER NO. 1300
Mayor, County of Hawaii,	)	
	)	ORDER GRANTING COMPLAINANT'S
Complainant,	)	AMENDED MOTION TO CONTINUE
	)	PREHEARING CONFERENCE AND
and	)	HEARING; NOTICE OF HEARING ON
	)	RESPONDENTS' MOTIONS TO DIS-
UNITED PUBLIC WORKERS, AFSCME,	)	MISS AND/OR FOR SUMMARY
LOCAL 646, AFL-CIO, et al.,	)	JUDGMENT
	)	
Respondents.	)	

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ORDER GRANTING COMPLAINANT'S AMENDED MOTION TO CONTINUE  
PREHEARING CONFERENCE AND HEARING; NOTICE OF HEARING ON  
RESPONDENTS' MOTIONS TO DISMISS AND/OR FOR SUMMARY JUDGMENT

On March 5, 1996, Complainant STEPHEN K. YAMASHIRO, Mayor, County of Hawaii (YAMASHIRO), by and through his attorney, filed an amended motion to continue the prehearing conference and hearing in this matter, scheduled on March 7, 1996 and March 21, 1996, respectively, with the Hawaii Labor Relations Board (Board). YAMASHIRO's counsel states in an affidavit attached to the motion that the attorney assigned to the case has a scheduling conflict and is unlikely to be available for the prehearing conference and unable to adequately prepare for the hearing as presently scheduled. YAMASHIRO's counsel also states that she has been unable to contact counsel for UPW to request his concurrence with the request for continuance.

For good cause shown, the Board hereby continues the prehearing conference and hearing in this matter.

In addition, on February 21, 1996, Respondent HERBERT R. TAKAHASHI (TAKAHASHI) filed a motion to dismiss complaint and/or for summary judgment with the Board. TAKAHASHI contends that the instant complaint should be dismissed because Complainant lacks standing; that Complainant failed to join indispensable parties; that the Complainant fails to state a claim against TAKAHASHI; that the Complainant fails to state a claim for relief and alternatively, that Respondent is entitled to summary judgment. Also on February 21, 1996, Respondents GARY W. RODRIGUES, CLIFFORD UWAINI and the UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO filed a motion to dismiss and/or for summary judgment with the Board on similar grounds.

YOU ARE HEREBY NOTIFIED that the Board will hear the Respondents' motions to dismiss and/or for summary judgment pursuant to §§ 89-5(b), 89-14, and 377-9, Hawaii Revised Statutes and Administrative Rules § 12-42-8(g)(3) on April 4, 1996 at 9:00 a.m. in the Board's hearings room, 550 Halekauwila Street, Honolulu, Hawaii 96813. Any papers in opposition to the motions shall be filed with the Board by March 29, 1996.

All parties have the right to be represented by counsel or other representative.

DATED: Honolulu, Hawaii, March 8, 1996.

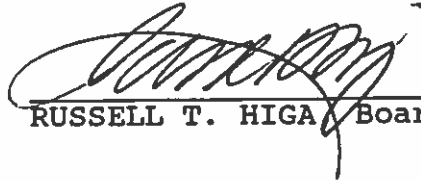
HAWAII LABOR RELATIONS BOARD

  
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BERT M. TOMASU, Chairperson

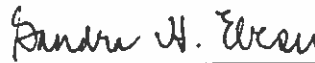
STEPHEN K. YAMASHIRO, Mayor, County of Hawaii and UNITED PUBLIC  
WORKERS, AFSCME, LOCAL 646, AFL-CIO; CASE NO. CU-01-120

ORDER NO. 1300

ORDER GRANTING COMPLAINANT'S AMENDED MOTION TO CONTINUE PREHEARING  
CONFERENCE AND HEARING; NOTICE OF HEARING ON RESPONDENTS' MOTIONS  
TO DISMISS AND/OR FOR SUMMARY JUDGMENT



RUSSELL T. HIGA, Board Member



SANDRA H. EBESU, Board Member

Copies sent to:

Ted H.S. Hong, Assistant Corporation Counsel

Herbert R. Takahashi, Esq.

David Hagino, Esq.

Joyce Najita, IRC