

After reviewing the instant motion and the charges set forth in the complaint, the Board notes that Complainant alleges, inter alia, that on or about May 11, 1998 and thereafter, Respondent distributed letters to Unit 01 members indicating that certain mayors and personnel directors hate members of Units 01 and 10. Complainant therefore charged Respondent with violating every provision of Chapter 89-13(b), HRS. The Board agrees that certain allegations are vague and should be clarified in order to properly notice Respondent as to the charges being made in order to file a meaningful answer. The Board therefore grants Respondent's motion, in part, and directs Complainant to particularize her complaint by specifying the provisions of Chapter 89, HRS, and provisions of the collective bargaining agreement which were allegedly violated.

The Board directs Complainant to file with the Board the original and five (5) copies of the requested particularization, with proof of service upon Respondent, no later than 4:30 p.m. of the fifth working day after service of this order. If Complainant fails to timely file and serve the Particularization, the Board shall dismiss the instant Prohibited Practice Complaint.

Respondent is directed to file with the Board, the original and five (5) copies of the Answer, with proof of service upon Complainant, no later than 4:30 p.m. of the fifth working day after service of Complainant's Particularization. The failure of Respondent to timely file its Answer shall constitute an admission of material facts alleged in the Complaint and Particularization and waiver of a hearing.

LINDA LINGLE, Mayor, County of Maui and GARY RODRIGUES, State
Director, United Public Workers, AFSCME, Local 646, AFL-CIO;
CASE NO. CU-01-145
ORDER GRANTING RESPONDENT'S MOTION FOR PARTICULARIZATION OF
COMPLAINT FILED ON 6/17/98, IN PART, AND DENYING MOTION, IN
PART

DATED: Honolulu, Hawaii, June 29, 1998 .

HAWAII LABOR RELATIONS BOARD



RUSSELL T. HIGA, Board Member



CHESTER C. KUNITAKE, Board Member

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