

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. CE-13-386
)	
HAWAII GOVERNMENT EMPLOYEES)	ORDER NO. 1765
ASSOCIATION, AFSCME, LOCAL 152,)	
AFL-CIO,)	ORDER
)	
Complainant,)	
)	
and)	
)	
SIM GRANOFF, Ph.D., Mental)	
Health Supervisor, Department of)	
Public Safety, State of Hawaii)	
and DEPARTMENT OF PUBLIC SAFETY,)	
State of Hawaii,)	
)	
Respondents.)	
)	

ORDER

In order to assist the Hawaii Labor Relations Board (Board) in issuing a ruling in this matter, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO is directed to submit a proposed order, including proposed findings of fact and conclusions of law, reflecting a Board majority's ruling in this case that:

1) The Board has jurisdiction over this complaint pursuant to §§ 89-5 and 89-14, Hawaii Revised Statutes (HRS).

2) The Board finds that Respondent SIM GRANOFF (GRANOFF) improperly questioned Danielle Luat as to pending Board proceedings, i.e., asking her who the witnesses were, what was said, and what side she was on, thereby violating § 89-13(a)(1), HRS.

3) Complainant failed to prove that GRANOFF improperly interrogated Ken Austin because GRANOFF was not Austin's supervisor at the relevant time.

4) Respondents are ordered to cease and desist from interfering with the rights of employees by questioning them as to their Union activities.

Complainant has 20 days, unless such time is extended by the Board, to draft the order and secure the approval as to form of opposing counsel thereon and to file the original and five copies of the order, accompanied by a diskette with a copy of the order, with the Board. If the form of the proposed findings of fact and conclusions of law has not been approved, a party served with the proposed order may file objections and a copy of his proposed order, accompanied by a diskette with a copy of the order, with the Board within seven working days.

DATED: Honolulu, Hawaii, September 10, 1999.

HAWAII LABOR RELATIONS BOARD



BERT M. TOMASU, Chairperson



RUSSELL T. HIGA, Board Member



CHESTER C. KUNITAKE, Board Member

Copies sent to:

Charles K.Y. Khim, Esq.
James E. Halvorson, Deputy Attorney General
Joyce Najita, IRC