

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. CU-12-165
MAURO D. EDWARDS,)	ORDER NO. 1919
Complainant,)	ORDER TO SHOW CAUSE; NOTICE
and)	OF HEARING
STATE OF HAWAII ORGANIZATION OF)	
POLICE OFFICERS,)	
Respondent.)	

ORDER TO SHOW CAUSE; NOTICE OF HEARING

On May 8, 2000, MAURO D. EDWARDS (EDWARDS) filed a prohibited practice complaint with the Hawaii Labor Relations Board (Board) contending that Respondent STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS (SHOPO) was not fairly representing him in an arbitration proceeding. EDWARDS alleged that SHOPO breached its duty to fairly represent him in violation of Hawaii Revised Statutes (HRS) § 89-13(b)(4).

On May 24, 2000, the Board issued a notice of prehearing conference and hearing in this matter scheduling the prehearing conference on June 8, 2000 at 9:00 a.m. and the hearing on June 16, 2000. The notice provided that a prehearing statement should be filed with the Board two days prior to the date of the prehearing conference.

On June 1, 2000, Respondent, by and through its counsel, filed a motion to continue the prehearing conference to June 8, 2000 at 10:00 a.m. because of a conflict in counsel's schedule.

In Order No. 1878, dated June 5, 2000, the Board granted Respondent's motion and rescheduled the prehearing conference on June 8, 2000, at 10:00 a.m. The Order further provided that appropriate provisions of the initial prehearing notice remained applicable.

On June 6, 2000, Respondent filed its Prehearing Statement with the Board.

On June 9, 2000, the Board issued a Notice of Rescheduled Hearing pursuant to EDWARDS' request to reschedule the hearing. The Board instructed EDWARDS to "send a written request to the Board to reschedule the prehearing conference." The notice indicated that the Board had not received any written communication from EDWARDS. The Board rescheduled the hearing on June 16, 2000 at 9:00 a.m. and provided that the provisions of the initial prehearing notice

remained applicable. The prehearing conference was taken off of the Board's calendar pursuant to a communication from EDWARDS that he was not available. Again, EDWARDS was instructed to send a written communication to the Board and he failed to do so.

On August 11, 2000, the Board issued a Notice of Rescheduled Prehearing Conference scheduling the prehearing conference for August 31, 2000 at 9:00 a.m. The notice was sent to the parties or their representatives at their addresses on file with the Board by certified mail.

On August 31, 2000, Respondent's counsel appeared for the prehearing conference and EDWARDS failed to appear. In addition, EDWARDS failed to file a prehearing statement with the Board.

Based on the foregoing, the Board hereby issues this ORDER TO SHOW CAUSE to EDWARDS to appear at a hearing scheduled on September 29, 2000 at 9:30 a.m. in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii, to explain why this complaint should not be dismissed. If EDWARDS fails to appear at the scheduled hearing and establish good cause, the Board will dismiss the instant complaint for lack of prosecution.

DATED: Honolulu, Hawaii, September 6, 2000.

HAWAII LABOR RELATIONS BOARD



BRIAN K. NAKAMURA, Chairperson



CHESTER C. KUNITAKE, Board Member



KATHLEEN RACUYA-MARKRICH, Board Member

Copies sent to:

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