

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. CE-03-377
LEWIS W. POE,)	ORDER NO. 1933
)	
Complainant,)	ORDER GRANTING COMPLAINANT'S
)	MOTION TO CONTINUE CASE
and)	
)	
JAMES H. TAKUSHI, Director, Department)	
of Human Resources Development, State of)	
Hawaii,)	
)	
Respondent.)	

ORDER GRANTING COMPLAINANT'S MOTION TO CONTINUE CASE

On July 20, 2000, the Hawaii Labor Relations Board (Board) issued Proposed Order Granting Respondent's Motion to Dismiss Complaint in this case.

On July 31, 2000, LEWIS W. POE (POE), filed exceptions to the Board's proposed order and filed POE's Proposed Finding of Fact with the Board.

On August 25, 2000, the Board held a hearing on POE's exceptions to the Board's proposed order. At the hearing, POE requested that the Board continue the hearing pending the Board's decision in Case No. DR-03-81. The Board granted the continuance of the hearing.

On August 31, 2000, the Board issued Order No. 1913 in Case No. DR-03-81. In the order the Board denied POE's petition for a declaratory order.

On September 19, 2000, the Board held a hearing on POE's exceptions to the Board's proposed order. After all arguments were made on the issues, POE, at the close of the hearing, orally moved the Board to defer its ruling in this case pending the outcome of the Hawaii Supreme Court's ruling in a related case. The Respondent, JAMES H. TAKUSHI, Director, Department of Human Resources Development, by and through his counsel, was not able to respond at the time. The Board granted Respondent five days to respond to POE's motion for continuance.

On September 22, 2000, Respondent filed Respondent's Statement of No Opposition to Complainant's Oral Motion to Have Board Take Matter Under Advisement Pending a Ruling by the Supreme Court.


ORDER


The Board hereby grants POE's oral motion to have the Board defer its ruling in this case until after the Hawaii Supreme Court rules in a related case pending before it.

LEWIS W. POE and JAMES H. TAKUSHI, Director, Department of Human Resources Development, State of Hawaii
CASE NO. CE-03-377
ORDER NO. 1933
ORDER GRANTING COMPLAINANT'S MOTION TO CONTINUE CASE

DATED: Honolulu, Hawaii, September 26, 2000.

HAWAII LABOR RELATIONS BOARD


BRIAN K. NAKAMURA, Chairperson


CHESTER C. KUNITAKE, Board Member


KATHLEEN RACUYA-MARKRICH, Board Member

Copies sent to:

Lewis W. Poe
Kathleen Watanabe, Deputy Attorney General
Joyce Najita, IRC