

In the Matter of

SUSAN ANDERSON,

Complainant,

and

MEREDITH MAEDA, Principal, Castle High
School, Department of Education, State of
Hawaii,

Respondent.

ORDER NO. 1968

ORDER APPOINTING HEARINGS OFFICER; NOTICE OF PREHEARING CONFERENCE AND HEARING ON PROHIBITED PRACTICE COMPLAINT

In the Matter of
SUSAN ANDERSON,
Complainant,
and
SAM MOORE and JOAN HUSTED, Hawaii
State Teachers Association,
Respondents.

CASE NO. CU-05-176

On November 15, 2000, SUSAN ANDERSON (ANDERSON) filed a prohibited practice complaint against MEREDITH MAEDA, Principal, Castle High School, Department of Education, State of Hawaii (MAEDA). ANDERSON contends that she was not re-hired as a special education teacher because she pursued a grievance and she is being retaliated against. ANDERSON contends that MAEDA has engaged in or is engaging in prohibited practices in violation of Hawaii Revised Statutes (HRS) § 89-13. Also on November 15, 2000, ANDERSON filed a complaint against SAM MOORE and JOAN HUSTED, Hawaii State Teachers Association (collectively HSTA or Union) alleging that the Union did not properly represent her when she was not re-hired as a special education teacher at Castle High School. ANDERSON contends that the HSTA has engaged in or is engaging in prohibited practices in violation of HRS § 89-13.

The Board consolidated the complaints for disposition in Order No. 1958, issued on November 17, 2000.

Pursuant to HRS § 89-5, the Board hereby appoints Valri Lei Kunimoto to serve as the hearings officer in this case.

NOTICE IS HEREBY GIVEN that the hearings officer, pursuant to HRS §§ 89-5(b)(4) and (5) and Hawaii Administrative Rules (HAR) § 12-42-47, will conduct a prehearing conference on the above-entitled prohibited practice complaints on December 14, 2000 at 8:30 a.m. in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii. The purpose of the prehearing conference is to arrive at a settlement or clarification of issues, to identify and exchange witness and exhibit lists, if any, and to the extent possible, reach an agreement on facts, matters or procedures which will facilitate and expedite the hearing or adjudication of the issues presented. The parties shall file a Prehearing Statement which addresses the foregoing matters with the hearings officer two days prior to the prehearing conference.

NOTICE IS ALSO GIVEN that the hearings officer will conduct a hearing, pursuant to §§ 89-5(b)(4) and 89-14, HRS, and Administrative Rules §§ 12-42-49 and 12-42-8(g) on the instant complaint on December 21, 2000 at 9:30 a.m. at a location to be announced. The purpose of the hearing is to receive evidence and arguments on whether Respondents committed prohibited practices as alleged by the Complainant. The hearing may continue from day to day until completed.

The parties shall submit to the hearings officer four copies of all exhibits identified and offered into the record. Additional copies for opposing counsel shall also be provided.

All parties have the right to appear in person and to be represented by counsel or other representative.

Auxiliary aids and services are available upon request, call Mrs. Kato at (808) 586-8610, (808) 586-8847 (TTY), or 1-888-569-6859 (TTY neighbor islands). A request for reasonable accommodations should be made no later than ten working days prior to the needed accommodation.

DATED: Honolulu, Hawaii, November 30, 2000.

HAWAII LABOR RELATIONS BOARD




BRIAN K. NAKAMURA, Chair

SUSAN ANDERSON AND MEREDITH MAEDA; SUSAN ANDERSON AND SAM MOORE,
ET AL.

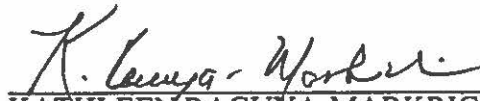
CASE NOS.: CE-05-458, CU-05-176

ORDER NO. 1968

ORDER APPOINTING HEARINGS OFFICER; NOTICE OF PREHEARING CONFERENCE
AND HEARING ON PROHIBITED PRACTICE COMPLAINT



CHESTER C. KUNITAKE, Member



KATHLEEN RACUYA-MARKRICH, Member

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