

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CE-01-473
UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO,	)	ORDER NO. 2017
Complainant,	)	ORDER GRANTING UPW'S MOTION TO AMEND COMPLAINT
and	)	
CHERYL OKUMA-SEPE, Director, Depart- ment of Human Resources, City and County of Honolulu and JEREMY HARRIS, Mayor, Mayor, City and County of Honolulu,	)	
Respondents.	)	

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ORDER GRANTING UPW'S MOTION TO AMEND COMPLAINT

On June 19, 2001, Complainant UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW) filed a motion to amend the instant complaint with the Hawaii Labor Relations Board (Board). The UPW seeks a order to amend its complaint filed on May 21, 2001 by adding as part of its claim for relief, a violation of Hawaii Revised Statutes (HRS) § 89-13(a)(8) for wilful violations of Section 15.17 of the July 1, 1999 to June 30, 2003 Unit 01 collective bargaining agreement for failure to select an arbitrator within 14 calendar days of the notice to arbitrate. UPW's counsel's states in an affidavit filed in support of the motion that after reviewing the records of pending grievances, he believes that Respondents wilfully violated the foregoing contract provision.

Hawaii Administrative Rules (HAR) § 12-42-43 provides that, "[a]ny complaint may be amended in the discretion of the board at any time prior to the issuance of a final order thereon." After reviewing the instant motion and the record in this case, the Board finds that the gravamen of the instant complaint is Respondents' alleged refusal to process pending grievances and the additional claim raised by the UPW does not significantly broaden the issues already presented.

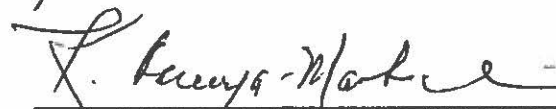
Accordingly, the Board in its discretion grants the instant motion to amend the complaint pursuant HAR § 12-42-43. The UPW shall file its First Amended Complaint with the Board forthwith.

In the Matter of UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO and CHERYL  
OKUMA-SEPE, Director, Department of Human Resources, City and County of Honolulu, et al.  
CASE NO. CE-01-473  
ORDER GRANTING UPW'S MOTION TO AMEND COMPLAINT  
ORDER NO. 2017

DATED: Honolulu, Hawaii, June 21, 2001

HAWAII LABOR RELATIONS BOARD

  
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BRIAN K. NAKAMURA, Chair

  
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KATHLEEN RACUYA-MARKRICH, Member

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