

After reviewing the complaint and the arguments raised, the Board finds that the complaint is vague in that Complainant fails to specify how he was misrepresented by the union and business agent. The Board therefore directs Complainant to file a particularization with the Board setting forth specific facts as to when, how, and in what manner the UPW is alleged to have misrepresented him or otherwise committed a prohibited practice. Accordingly, the Board grants UPW's motion for particularization.

The Board hereby directs Complainant to file the original and five copies of the requested Particularization, with proof of service upon the Respondents, no later than 4:30 p.m. of the fifth working day after service of this Order. If Complainant fails to file and serve the requested Particularization in a timely manner, the Board shall dismiss the subject Prohibited Practice Complaint.

Respondent UPW is directed to file with this Board the original and five copies of its Answer addressing the Complaint and Particularization, with proof of service upon Complainant no later than 4:30 p.m. of the fifth working day after service of Complainant's Particularization. Failure by the UPW to file its Answer in a timely manner may constitute an admission of the material facts alleged in the Complaint and Particularization and a waiver of a hearing.

DATED: Honolulu, Hawaii, September 12, 2002.

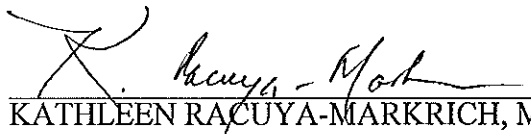
HAWAII LABOR RELATIONS BOARD



BRIAN K. NAKAMURA, Chair



CHESTER C. KUNITAKE, Member



KATHLEEN RACUYA-MARKRICH, Member

Copies sent to:

Herbert R. Takahashi, Esq.
Kevin D. Flores
Earl Anzai, Attorney General
Joyce Najita, IRC