

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CE-01-550
UNITED PUBLIC WORKERS, AFSCME,	)	ORDER NO. 2246
LOCAL 646, AFL-CIO,	)	
Complainant,	)	ORDER GRANTING UPW'S MOTION
and	)	FOR PARTIAL DISMISSAL OF THE
ROBERT WATADA, Chairperson, Wai`alae	)	COMPLAINT WITHOUT PREJUDICE
School Board, Wai`alae Elementary School,	)	
State of Hawaii; PATRICIA HAMAMOTO,	)	
Superintendent, Department of Education,	)	
State of Hawaii; BOARD OF EDUCATION,	)	
State of Hawaii; and LOCAL SCHOOL	)	
BOARD OF WAI`ALAE ELEMENTARY	)	
SCHOOL, State of Hawaii,	)	
Respondents.	)	

ORDER GRANTING UPW'S MOTION FOR PARTIAL  
DISMISSAL OF THE COMPLAINT WITHOUT PREJUDICE

On March 25, 2004, Complainant UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW), by and through its counsel, filed a Motion for Partial Dismissal of the Complaint Without Prejudice with the Hawaii Labor Relations Board (Board). The UPW moved to dismiss this action as against Respondents PATRICIA HAMAMOTO, Superintendent, Department of Education, State of Hawaii and the BOARD OF EDUCATION, State of Hawaii (collectively DOE), without prejudice, based upon the partially executed terms of a March 3, 2004 Memorandum of Agreement (MOA) which resolves the underlying dispute as between the UPW and the DOE. Complainant's counsel further requested that the complaint against Respondents ROBERT WATADA, Chairperson, Wai`alae School Board, Wai`alae Elementary School, and the LOCAL SCHOOL BOARD OF WAI`ALAE ELEMENTARY SCHOOL (WAI`ALAE), State of Hawaii not be dismissed until Case No. CE-01-558, brought by UPW against WATADA and WAI`ALAE for refusing to sign and/or repudiating the aforementioned agreement, is resolved and/or WATADA signs the March 3, 2004 MOA.

No objections having been filed, the Board for good cause shown grants the instant motion. The instant complaint against the DOE is hereby dismissed, without prejudice.

UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO v. ROBERT WATADA, et al.  
CASE NO. CE-01-550  
ORDER NO. 2246  
ORDER GRANTING UPW'S MOTION FOR PARTIAL DISMISSAL OF THE COMPLAINT  
WITHOUT PREJUDICE

DATED: Honolulu, Hawaii, April 24, 2004.

HAWAII LABOR RELATIONS BOARD

  
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BRIAN K. NAKAMURA, Chair

  
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CHESTER C. KUNITAKE, Member

  
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KATHLEEN KACUYA-MARKRICH, Member

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