STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

UNITED PUBLIC WORKERS, AFSCME, LOCAL 152, AFL-CIO,

Complainant,

and

JAMES PROPOTNICK, Acting Director, Department of Public Safety, State of Hawaii; LINDA LINGLE, Governor, State of Hawaii;

Respondents.

CASE NOS: CE-01-600a CE-10-600b

ORDER NO. 2344

ORDER GRANTING COMPLAINANT'S MOTION TO AMEND COMPLAINT; AND NOTICE OF HEARING ON COMPLAINANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT

ORDER GRANTING COMPLAINANT'S MOTION TO AMEND COMPLAINT; AND NOTICE OF HEARING ON COMPLAINANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT

On May 31, 2005, Complainant filed a Motion to Amend Complaint with the Hawaii Labor Relations Board (Board). Complainant's counsel states in an affidavit attached to the motion that he inadvertently omitted violations of Hawaii Revised Statutes (HRS) \S 89-13(a)(5) and (7) in paragraph 16 of the complaint filed on May 18, 2005.

For good cause shown and Respondents having filed no objection thereto, the Board hereby grants Complainant's Motion to Amend the Complaint filed on May 31, 2005 pursuant to Hawaii Administrative Rules § 12-42-43. Complainant shall forthwith file its First Amended Prohibited Practice Complaint with the Board. The Board will thereupon issue a Notice to Respondents of the First Amended Prohibited Practice Complaint and Respondents shall file a written answer to the amended complaint within ten days after service of the First Amended Prohibited Practice Complaint.

NOTICE IS HEREBY GIVEN that the Board will conduct a hearing pursuant to Hawaii Revised Statutes §§ 89-5(b)(4) and 89-14, and Hawaii Administrative Rules § 12-42-8(g) on Complainant's Motion for Partial Summary Judgment filed on June 1, 2005 on October 3, 2005 at 9:30 a.m. in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii.

The parties shall submit to the Board 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 Valri Lei Kunimoto at (808) 586-8610, (808) 586-8847 (TTY), or 1 (888) 569-6859 (TTY neighbor islands) for assistance. A request for reasonable accommodations should be made no later than ten working days prior to the needed accommodation.

DATED: Honolulu, Hawaii, _____ August 15, 2005

HAWAII LABOR RELATIONS BOARD

BRIAN K. NAKAMURA, Chair

EMORY I. SPRINGER, Member

Copies sent to:

Herbert R. Takahashi, Esq. Jeffrey A. Keating, Deputy Attorney General Joyce M. Najita, IRC