

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

UNITED PUBLIC WORKERS, AFSCME,
LOCAL 646, AFL-CIO,

Petitioner,

and

PATRICIA HAMAMOTO, Superintendent,
Department of Education, State of Hawaii;
RESHELA DUPUIS, Director, Charter
School Administrative Office; WENDY W.
LAGARETA, Director, Wai'alaie Elementary
School; and MARIE LADERTA, Chief
Negotiator, Office of Collective Bargaining,
State of Hawaii;

Intervenors.

CASE NO. DR-01-95

ORDER NO. 2495

ORDER GRANTING PETITIONS FOR
INTERVENTION; AND NOTICE OF
HEARING

ORDER GRANTING PETITIONS FOR
INTERVENTION; AND NOTICE OF HEARING

On March 25, 2008, PATRICIA HAMAMOTO (HAMAMOTO), Superintendent, Department of Education, State of Hawaii, RESHELA DUPUIS (DUPUIS), Director, Charter School Administrative Office; WENDY W. LAGARETA (LAGARETA), Director, Wai'alaie Elementary School; and MARIE LADERTA (LADERTA), Chief Negotiator, Office of Collective Bargaining, State of Hawaii (collectively Petitioners for Intervention), by and through their respective counsel, filed Petitions for Intervention with the Hawaii Labor Relations Board (Board) in this matter. On March 27, 2008, the UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW or Petitioner) filed Objections to the Petitions for Intervention with the Board contending that the Petitioners for Intervention, inter alia, failed to satisfy the requirements for intervention by not articulating their differing statutory or other interests sufficient to participate in these proceedings and appear to be represented by the same counsel thereby not requiring their respective individual interventions.

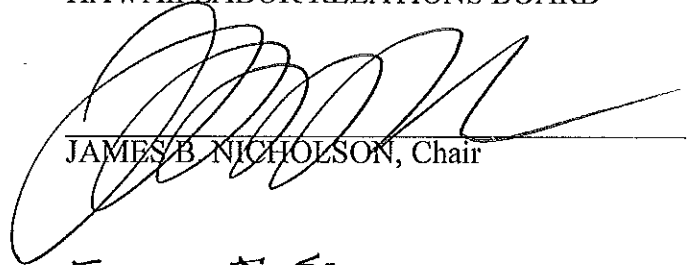
On March 31, 2008, the Board, Chair James B. Nicholson and Member Emory J. Springer, presiding, conducted a conference in this matter attended by Herbert R. Takahashi, Esq., appearing for Petitioner UPW; James E. Halvorson, Deputy Attorney General, appearing for HAMAMOTO and Richard H. Thomason, Deputy Attorney General,

appearing for the DUPUIS, LAGARETA, and LADERTA. The Board heard argument on the Petitions for Intervention.

Based on the record and recognizing that the Petitioners for Intervention represent different public employer interests with the potentially unique perspectives, the Board found that the Petitioners for Intervention had sufficient interests to intervene in this case and accordingly, granted their respective Petitions for Intervention pursuant to Hawaii Administrative Rules (HAR) §§ 12-42-8(g)(14) and 12-42-9(e). At the conference, the parties discussed the issues to be determined in these proceedings and the Board scheduled a hearing on **May 29, 2008 at 9:00 a.m.** in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii to address any factual disputes, i.e., whether the Memorandums of Agreement for the charter schools expired.

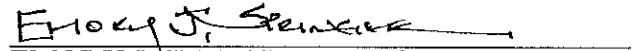
DATED: Honolulu, Hawaii, April 8, 2008.

HAWAII LABOR RELATIONS BOARD



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JAMES B. NICHOLSON, Chair



A handwritten signature in black ink, appearing to read 'Emory J. Springer', with a horizontal line underneath.

EMORY J. SPRINGER, Member

Copies sent to:

Herbert R. Takahashi, Esq.
James E. Halvorson, Deputy Attorney General
Richard H. Thomason, Deputy Attorney General