

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

HAWAII FIRE FIGHTERS ASSOCIATION,
IAFF, LOCAL 1463, AFL-CIO,

Petitioner,

and

LINDA LINGLE, Governor, State of Hawaii;
CIVIL SERVICE COMMISSION, City and
County of Honolulu, and JAMES ARCIERO;
LIONEL CAMARA, JR.; ADAM H. ENOS,
JR.; PETER GASKELL; WILLIAM K.
KAAI, JR.; HIRAM K. KELIPIO; SCOTT
LAWTON; PAUL LOUGHRAN; JAMES K.
PERKINS; NATHAN RAMOS, JR;
RONALD RICO; JAMES SKELLINGTON;
and EDMUND SUZUKI (Battalion Chiefs),

Intervenors.

CASE NO. DR-11-96

ORDER NO. 2503

ORDER GRANTING JAMES ARCIERO;
LIONEL CAMARA, JR.; ADAM H. ENOS,
JR.; PETER GASKELL; WILLIAM K. KAAI,
JR.; HIRAM K. KELIPIO; SCOTT
LAWTON; PAUL LOUGHRAN; JAMES K.
PERKINS; NATHAN RAMOS, JR; RONALD
RICO; JAMES SKELLINGTON; AND
EDMUND SUZUKI'S (BATTALION
CHIEFS) PETITION FOR INTERVENTION

ORDER GRANTING JAMES ARCIERO; LIONEL CAMARA, JR.; ADAM H.
ENOS, JR.; PETER GASKELL; WILLIAM K. KAAI, JR.; HIRAM K
KELIPIO; SCOTT LAWTON; PAUL LOUGHRAN; JAMES K. PERKINS;
NATHAN RAMOS, JR; RONALD RICO; JAMES SKELLINGTON;
AND EDMUND SUZUKI'S (BATTALION CHIEFS) PETITION FOR INTERVENTION

On April 1, 2008, JAMES ARCIERO; LIONEL CAMARA, JR.; ADAM H. ENOS, JR.; PETER GASKELL; WILLIAM K. KAAI, JR.; HIRAM K. KELIPIO; SCOTT LAWTON; PAUL LOUGHRAN; JAMES K. PERKINS; NATHAN RAMOS, JR; RONALD RICO; JAMES SKELLINGTON; and EDMUND SUZUKI'S (Battalion Chiefs), by and through their counsel, filed a Petition for Intervention with the Hawaii Labor Relations Board (Board) in this matter. On April 7, 2008, Petitioner HAWAII FIRE FIGHTERS ASSOCIATION, IAFF, LOCAL 1463, AFL-CIO (HFFA), by and through its counsel, filed a Motion to Dismiss or Deny Battalion Chiefs' Petition to Intervene Filed April 1, 2008 with the Board.

On April 17, 2008, the Board conducted a hearing on the Battalion Chiefs' Petition for Intervention and HFFA's Motion to Dismiss or Deny Petition for Intervention. Peter Liholiho Trask, Esq., appeared for Petitioner HFFA; Jeannette Castagnetti, Esq., appeared for the Battalion Chiefs; James E. Halvorson, Deputy Attorney General, appeared

for Intervenor LINDA LINGLE and Richard H. Thomason, Deputy Attorney General, appeared for Intervenor CIVIL SERVICE COMMISSION, City and County of Honolulu.

After considering the arguments presented by the HFFA and the Battalion Chiefs and reviewing the record, the Board finds that the Battalion Chiefs have alleged sufficient interests to intervene in these proceedings because the instant petition concerns their subpoenas issued by the CIVIL SERVICE COMMISSION. Although their Petition for Intervention was filed beyond the March 25, 2008 deadline set by the Board in its March 13, 2008 Notice of Filing of Petition for Declaratory Ruling; Notice of Deadline for Filing Petitions for Intervention; and Notice of Board Conference (Notice), the Board notes that the Battalion Chiefs were not served with the Notice. The Board therefore grants the Battalion Chiefs' Petition for Intervention pursuant to Hawaii Administrative Rules (HAR) §§ 12-42-8(g)(14) and 12-42-9(e).

DATED: Honolulu, Hawaii, April 18, 2008.


HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



EMORY J. SPRINGER, Member



SARAH R. HIRAKAMI, Member

Copies sent to:

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