

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

LINDA LINGLE, Governor, State of Hawaii
and MARIE LADERTA, Chief Negotiator,
Office of Collective Bargaining, State of
Hawaii,

Complainants,

and

HAWAII STATE TEACHERS
ASSOCIATION,

Respondent.

CASE NO. CU-05-267

ORDER NO. 2546

ORDER GRANTING
COMPLAINANT'S MOTION FOR
LEAVE TO FILE SECOND AMENDED
PROHIBITED PRACTICE
COMPLAINT, FILED JULY 18, 2008,
FILED ON AUGUST 8, 2008;
NOTICE OF FILING DEADLINES;
AND NOTICE OF HEARING ON
MOTIONS

ORDER GRANTING COMPLAINANT'S MOTION FOR
LEAVE TO FILE SECOND AMENDED PROHIBITED PRACTICE
COMPLAINT, FILED JULY 18, 2008, FILED ON AUGUST 8, 2008;
NOTICE OF FILING DEADLINES; AND NOTICE OF HEARING ON MOTIONS

On August 1, 2008, Complainants above-named, by and through their counsel, filed a Motion to Amend Prohibited Practice Complaint Filed July 18, 2008 (First Motion) with the Hawaii Labor Relations Board (Board). Complainants sought to add Raymond Camacho, Deputy Executive Director, Hawaii State Teachers Association (Camacho) as a Respondent in these proceedings and include new allegations prompted by the filing of Respondent's Motion to Dismiss Complaint on July 30, 2008. On August 8, 2008, Respondent HAWAII STATE TEACHERS ASSOCIATION (HSTA), by and through its counsel, filed its Opposition to Respondent's Motion to Dismiss Complaint with the Board. Also on August 8, 2008, Complainant filed a Motion for Leave to File Second Amended Prohibited Practice Complaint Filed July 18, 2008 on August 8, 2008 (Second Motion). Complainant's Second Motion incorporates the amendments sought in the First Motion; adds the Board of Education, State of Hawaii and Patricia Hamamoto as Complainants, and includes additional allegations. On August 18, 2008, the HSTA filed a Memorandum in Opposition to Motion for Leave to File Second Amended Complaint Dated August 8, 2008.

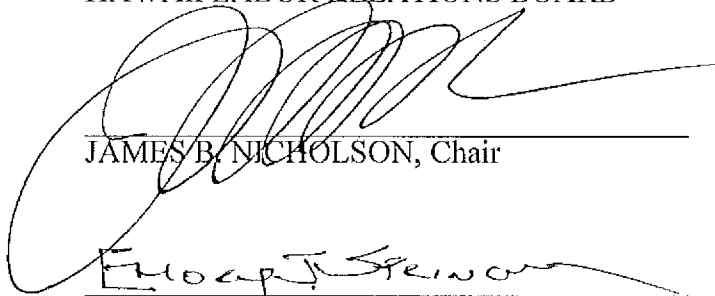
On August 28, 2008, the Board conducted a hearing on Complainant's Second Motion and after due consideration, for good cause shown, granted the motion

pursuant to Hawaii Administrative Rules (HAR) § 12-42-43.¹ The Board directed Complainant to file its Amended Prohibited Practice Complaint with the Board forthwith. The Board also set **September 15, 2008** as the deadline to file any motions or to supplement its pending motions in this matter.

NOTICE IS ALSO GIVEN that pursuant to Hawaii Revised Statutes §§ 89-5(i)(4) and (i)(5) and 89-14, and HAR § 12-42-8(g), the Board will conduct a hearing on motions on **September 23, 2008 at 9:00 a.m.**, in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii.

DATED: Honolulu, Hawaii _____ August 28, 2008 _____.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



EMORY J. SPRINGER, Member



SARAH R. HIRAKAMI, Member

Copies sent to:

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

¹Hawaii Administrative Rules § 12-42-43 provides as follows:

Any complaint may be amended in the discretion of the board at any time prior to the issuance of a final order thereon.