STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO,

Complainant,

and

LINDA LINGLE, Governor, State of Hawaii; CLAYTON FRANK, Director, Department of Public Safety, State of Hawaii, and JOHN R. LUM, Administrator, Sheriff Division, Department of Public Safety, State of Hawaii,

Respondents.

ORDER GRANTING HGEA/AFSCME’S MOTION TO WITHDRAW PROHIBITED PRACTICE COMPLAINT FILED ON OCTOBER 23, 2008

On May 29, 2009, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA/AFSCME), by and through its counsel, filed a Motion to Withdraw Prohibited Practice Complaint Filed on October 23, 2008 (Motion to Withdraw) with the Hawaii Labor Relations Board (Board). Complainant’s counsel’s declaration states that on May 27, 2009, counsel was informed by his client that Respondents had agreed not to implement the 20-hour limitation on special duty which was the subject of the instant complaint.

By letter dated June 2, 2009, Respondents above-named, by and through their counsel, stated they had no opposition to Complainant’s Motion to Withdraw.

Hawaii Administrative Rules (HAR) § 12-42-44 provides that a complaint can be withdrawn at any time prior to the issuance of a final decision and order upon motion and with the consent of the Board. Based on the foregoing, the Board hereby grants Complainant’s motion for withdrawal of its Complaint in this matter. The Board appreciates the cooperative efforts of the parties and counsels to resolve this matter without further litigation.
HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO
v. LINDA LINGLE, et al.
CASE NOS.: CE-03-694a, CE-04-694b
ORDER NO. 2614
ORDER GRANTING HGEA/AFSCME'S MOTION TO WITHDRAW PROHIBITED
PRACTICE COMPLAINT FILED ON OCTOBER 23, 2008

DATED: Honolulu, Hawaii, June 8, 2009

HAWAII LABOR RELATIONS BOARD

JAMES B. NICHOLSON, Chair

EMORY J. SPRINGER, Member

BARAH R. HIRAKAMI, Member

Copies sent to:
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