

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.

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

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.

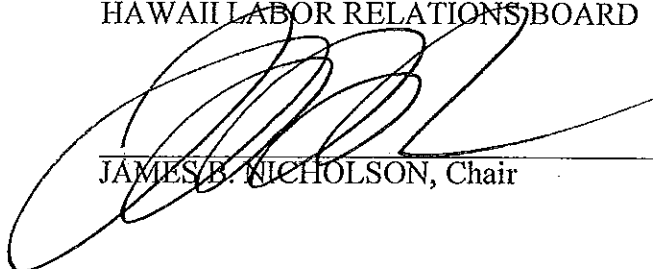
By letter dated June 2, 2009, Respondents above-named, by and through their counsel, stated they had no opposition to Complainant's Motion to Withdraw.

Hawaii Administrative Rules (HAR) § 12-42-44 provides that a complaint can be withdrawn at any time prior to the issuance of a final decision and order upon motion and with the consent of the Board.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



SARAH R. HIRAKAMI, Member

Copies sent to:

Peter Liholiho Trask, Esq.  
Christine Kurashige, Deputy Attorney General