

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Exclusive
Representative,

and

LINDA LINGLE, Governor, State of Hawaii;
MUIF HANNEMANN, Mayor, City and
County of Honolulu; WILLIAM KENOI,
Mayor, County of Hawaii; CHARMAINE
TAVARES, Mayor, County of Maui;
BERNARD P. CARVALHO, JR., Mayor,
County of Kauai; RONALD T. Y. MOON,
Chief Justice, the Judiciary, State of Hawaii;
HAWAII HEALTH SYSTEMS
CORPORATION BOARD; BOARD OF
REGENTS, University of Hawaii; and
BOARD OF EDUCATION, State of Hawaii,

Employers.

CASE NO. I-10-122

ORDER NO. 2643

ORDER APPOINTING CHAIR OF
ARBITRATION PANEL AND
CERTIFYING APPOINTMENT OF
PANEL

ORDER APPOINTING CHAIR OF ARBITRATION
PANEL AND CERTIFYING APPOINTMENT OF PANEL

On March 3, 2009, the United Public Workers, AFSCME, Local 646, AFL-CIO (UPW), and the State of Hawaii, the Judiciary, the Hawaii Health Systems Corporation, and the City and County of Honolulu, parties to the Unit 10 collective bargaining agreement, entered into a Memorandum of Agreement (MOA) setting forth an alternative impasse procedure for Unit 10 pursuant to Hawaii Revised Statutes (HRS) § 89-11(a).

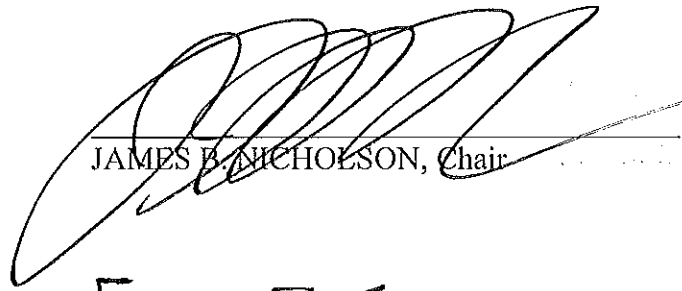
By letter dated June 29, 2009, Herbert R. Takahashi, Esq., on behalf of Dayton Nakanelua who is the union representative pursuant to the MOA, advised the Board Chair that pursuant to the June 23, 2009, letter regarding "Submission of Impasse to Arbitration," Clifford Uwaine would serve as the Union's panel member. By letter dated July 29, 2009, Marie Laderta, who is the employer representative pursuant to the MOA, informed the Board Chair that the State had selected Stanley Shiraki to serve as the employer panelist for the UPW Unit 10 arbitration hearing.

By letter dated September 30, 2009, and received by the Board via e-mail transmittal on September 30, 2009, Chris Camardella (Camardella), Case Manager, American Arbitration Association (AAA), notified the parties that, in accordance with Board Order No. 2640,¹ Jonathan Dworkin has been appointed arbitrator in this matter.²

Based on the foregoing, the Board hereby appoints Jonathan Dworkin to serve as the neutral arbitrator and chair of the arbitration panel to which the parties shall submit their complete final offers as provided in HRS § 89-11(e), as modified by their mutually agreed upon Alternate Impasse Procedure, as amended, if not already done. The Board also certifies Clifford Uwaine and Stanley Shiraki as members of the panel. The panel shall have such authority and duties as conferred by law.

DATED: Honolulu, Hawaii, October 1, 2009.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



EMORY J. SPRINGER, Member



SARAH R. HIRAKAMI, Member

Copies sent to:

- Dayton Nakanelua, UPW
- Linda Lingle
- Mufi Hannemann

¹On September 25, 2009, the Board issued Order No. 2640 in consolidated case nos. CU-10-278 and CE-10-726. In Order No. 2640, the Board granted, in part, the employer's motion for interlocutory relief, and ordered in relevant part that, "AAA shall select the neutral arbitrator, and the parties shall take all actions necessary to expedite the scheduling of the interest arbitration proceeding."

²The letter from Camardella also advised the parties that the Arbitrator is offering for potential hearing dates the weeks of October 19-23, 2009; October 26-30, 2009; November 2-6, 2009; and November 9-13, 2009, and requested the parties meet and confer regarding the dates selected and advise Camardella at the earliest opportunity.

UPW v. LINDA LINGLE, Governor, State of Hawaii, et al.
CASE NO. I-10-122
ORDER NO. 2643
ORDER APPOINTING CHAIR OF ARBITRATION PANEL AND CERTIFYING
APPOINTMENT OF PANEL

Copies sent to continued:

William Kenoi
Charmaine Tavares
Bernard P. Carvalho, Jr.
Ronald T.Y. Moon
Hawaii Health Systems Corporation Board
Board of Regents
Board of Education
Herbert Takahashi, Esq.
James Halvorson, Deputy Attorney General