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STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

WILLIAM P. KENOI, Mayor, Office of the  
Mayor, County of Hawaii; MILTON  
PAVAO, Manager, Department of Water  
Supply, County of Hawaii; and RONALD  
TAKAHASHI, Director, Department of  
Human Resources, County of Hawaii,

Respondents.

CASE NO. CE-03-757

ORDER NO. 2715

ORDER GRANTING  
COMPLAINANT'S MOTION TO  
WITHDRAW PROHIBITED  
PRACTICE COMPLAINT, FILED ON  
JUNE 24, 2010

ORDER GRANTING COMPLAINANT'S MOTION TO  
WITHDRAW PROHIBITED PRACTICE COMPLAINT, FILED ON JUNE 24, 2010

On June 24, 2010, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) filed a Motion to Withdraw Prohibited Practice Complaint (Motion) with the Hawaii Labor Relations Board (Board). HGEA's counsel stated, *inter alia*, in a declaration, dated June 24, 2010, that on May 27, 2010, Respondents provided a response to Complainant regarding requests for information nos. 2, 3, 11, and 12; that Complainant requests withdrawal of the subject Prohibited Practice Complaint (Complaint) while maintaining that Complainant is not waiving its right to request additional or supplemental information relevant to the subject grievance dated February 23, 2010 (Grievance #1) in accordance with Article 11 (Grievance Procedure) of the Unit 03 Collective Bargaining Agreement (CBA) and Complainant is not waiving arguments that Sections 92F-13 and/or 92F-14 of the Hawaii Revised Statutes are not applicable to and/or controlling of requests for information made pursuant to Article 11 (Grievance Procedure) of the Unit 03 CBA; and that she discussed Complainant's position with opposing counsel and Respondents understand and do not object to the HGEA's position.

Hawaii Administrative Rules § 12-42-44 provides that a complaint can be withdrawn at any time prior to the issuance of a final decision and order upon motion and with the consent of the Board.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

HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO  
v. WILLIAM P. KENOI, et al.  
CASE NO. CE-03-757  
ORDER NO. 2715  
ORDER GRANTING COMPLAINANT'S MOTION TO WITHDRAW PROHIBITED  
PRACTICE COMPLAINT, FILED ON JUNE 24, 2010

DATED: Honolulu, Hawaii, June 28, 2010.

HAWAII LABOR RELATIONS BOARD



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JAMES B. NICHOLSON, Chair



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SARAH R. HIRAKAMI, Member



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NORMAN K. KATO II, Member

Copies sent to:

Debra A. Kagawa, Esq.  
Diane A. Noda, Deputy Corporation Counsel