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STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

LINDA LINGLE, Governor, State of Hawaii
and MARIE LADERTA, Director,
Department of Human Resources
Development, State of Hawaii,

Respondents.

CASE NO. CE-01-754

ORDER NO. 2777

ORDER GRANTING COMPLAINANT'S
MOTION TO WITHDRAW COMPLAINT
IN CASE NO. CE-01-754 AND TO
DISMISS CASE NO. CU-01-292, FILED
ON JANUARY 31, 2011

In the Matter of

LINDA LINGLE, Governor, State of Hawaii;
and MARIE LADERTA, Director,
Department of Human Resources
Development, State of Hawaii,

Complainants,

and

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

Respondent.

CASE NO. CU-01-292

ORDER GRANTING COMPLAINANT'S MOTION
TO WITHDRAW COMPLAINT IN CASE NO. CE-01-754 AND
TO DISMISS CASE NO. CU-01-292, FILED ON JANUARY 31, 2011

On January 31, 2011, Complainant/Respondent UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW), by and through its counsel, filed a Motion to Withdraw Complaint in Case No. CE-01-754 and to Dismiss Case No. CU-01-292 (Motion) with the Hawaii Labor Relations Board (Board). The UPW moved to withdraw the complaint in Case No. CE-01-754 in light of the terms and conditions set forth in a December 23, 2010 memorandum of agreement and the terms and conditions in a January 27, 2011 settlement agreement over pending disputes before the Board and in arbitration on

employer contribution amounts for health benefits and state furloughs. The UPW also moved to dismiss Case No. CU-01-292 in light of the January 27, 2011 settlement agreement provisions.

On February 7, 2011, Respondents/Complainants, by and through their counsel, filed Respondents' Statement of No Opposition to Complainant's Motion to Withdraw Complaint in Case No. CE-01-754 and to Dismiss Case No. CU-01-292 with the Board.

Hawaii Administrative Rules § 12-42-44 provides that a complaint can be withdrawn at any time prior to the issuance of a final decision and order upon motion and with the consent of the Board.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 UPW's Motion to Withdraw Case No. CE-01-754 and Dismiss Case No. CU-01-292. The Board appreciates the parties' efforts to resolve these matters.

DATED: Honolulu, Hawaii, February 11, 2011.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



NORMAN K. KATO II, Member

Copies sent to:

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Julian T. White, Deputy Attorney General