

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

BOARD OF EDUCATION, State of Hawaii;  
KATHRYN MATAYOSHI, Superintendent,  
Department of Education, State of Hawaii;  
SUNSHINE TOPPING, Director, Department  
of Human Resources Development, State of  
Hawaii; BRUCE COPPA, Director,  
Department of Accounting and General  
Services, State of Hawaii; NEIL DIETZ,  
State Chief Negotiator, Office of Collective  
Bargaining, State of Hawaii; LYNN  
FINNEGAN, Executive Director, Hawaii  
Charter Schools, State of Hawaii; LOCAL  
SCHOOL BOARD, CONNECTIONS NEW  
CENTURY PUBLIC CHARTER SCHOOL,  
State of Hawaii; LOCAL SCHOOL BOARD,  
EDUCATION LABORATORY NEW  
CENTURY PUBLIC CHARTER SCHOOL,  
State of Hawaii; LOCAL SCHOOL BOARD,  
HAKIPUU LEARNING CENTER NEW  
CENTURY PUBLIC CHARTER SCHOOL,  
State of Hawaii; LOCAL SCHOOL BOARD,  
HALAU KU MANA NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD,  
HALAU LOKAHI NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD,  
HAWAII ACADEMY OF ARTS AND  
SCIENCE NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, HAWAII  
TECHNOLOGY ACADEMY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD,  
INNOVATIONS NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KA UMEKE  
KAE0 NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KA WAIHONA  
O KA NAAUAO NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;

CASE NOS.: CE-01-776a  
CE-10-776b

ORDER NO. 2786

ORDER GRANTING UPW'S MOTION  
TO AMEND COMPLAINT, FILED ON  
APRIL 5, 2011

LOCAL SCHOOL BOARD, KAMAILE  
ACADEMY PUBLIC CHARTER SCHOOL,  
State of Hawaii; LOCAL SCHOOL BOARD,  
KANU O KA'AINA NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD,  
KANUIKAPONO LEARNING CENTER  
NEW CENTURY PUBLIC CHARTER  
SCHOOL, State of Hawaii; LOCAL  
SCHOOL BOARD, KAWAIKINI NEW  
CENTURY PUBLIC CHARTER SCHOOL,  
State of Hawaii; LOCAL SCHOOL BOARD,  
KE ANA LA'AHANA NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD, KE  
KULA NI'HAU O KEKAHA LEARNING  
CENTER, NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KE KULA'O  
NAWAHIOKALANI'OPU IKI  
LABORATORY NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KE KULA'O  
SAMUEL M. KAMAKAU' LABORATORY  
NEW CENTURY PUBLIC CHARTER  
SCHOOL, State of Hawaii; LOCAL  
SCHOOL BOARD, KIHEI NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD, KONA  
PACIFIC NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KUA O KA LA  
NEW CENTURY PUBLIC CHARTER  
SCHOOL, State of Hawaii; LOCAL  
SCHOOL BOARD, KUALAPU'U  
ELEMENTARY NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, KULA  
AUPUHI NIIHAU A KAHELELANI  
ALOHA NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, LANIKAI  
ELEMENTARY PUBLIC CHARTER  
SCHOOL, State of Hawaii; LOCAL  
SCHOOL BOARD, MYRON B.  
THOMPSON ACADEMY NEW CENTURY  
PUBLIC CHARTER SCHOOL, State of  
Hawaii; LOCAL SCHOOL BOARD,  
VOLCANO SCHOOL OF ARTS AND  
SCIENCE NEW CENTURY PUBLIC  
CHARTER SCHOOL, State of Hawaii;  
LOCAL SCHOOL BOARD, VOYAGER  
NEW CENTURY PUBLIC CHARTER  
SCHOOL, State of Hawaii; LOCAL  
SCHOOL BOARD, WAI'ALAE  
ELEMENTARY PUBLIC CHARTER

SCHOOL BOARD, WAIMEA MIDDLE PUBLIC CONVERSION CHARTER SCHOOL, State of Hawaii; LOCAL SCHOOL BOARD, WATERS OF LIFE NEW CENTURY PUBLIC CHARTER SCHOOL, State of Hawaii; and LOCAL SCHOOL BOARD, WEST HAWAII EXPLORATIONS ACADEMY, NEW CENTURY PUBLIC CHARTER SCHOOL, State of Hawaii, and ROGER McKEAGUE, Interim Executive Director, Hawaii Charter School Administrative Office,

Respondents.

ORDER GRANTING UPW'S MOTION TO AMEND COMPLAINT, FILED ON APRIL 5, 2011

On April 5, 2011, Complainant UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW or Complainant) filed a Motion to Amend Complaint with the Hawaii Labor Relations Board (Board). The UPW requested leave to amend the Complaint filed in this case to add the interim executive director of Hawaii Charter Schools Roger McKeague as a Respondent and to clarify the allegations against Respondents BOARD OF EDUCATION (Garret Toguchi), KATHRYN MATAYOSHI, SUNSHINE TOPPING, BRUCE COPPA, NEIL DIETZ, and LYNN FINNEGAN in two additional paragraphs.

After review of the record, consideration of Complainant's motion and hearing no objection from Respondents, the Board in its discretion hereby grants the UPW's Motion to Amend Complaint pursuant to Hawaii Administrative Rules (HAR) § 12-42-43.<sup>1</sup>

Accordingly, Complainant shall immediately file its Amended Prohibited Practice Complaint with the Board, as attached to its Motion to Amend Complaint filed on April 5, 2011. The Board will thereupon issue a Notice to Respondents of the Amended Prohibited Practice Complaint.

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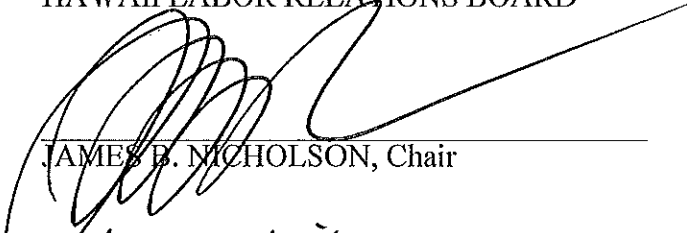
<sup>1</sup>Hawaii Administrative Rules (HAR) § 12-42-43 provides as follows:

Any complaint may be amended in the discretion of the board at any time prior to the issuance of a final order thereon.

UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO and BOARD OF  
EDUCATION, State of Hawaii, et al.  
CASE NOS: CE-01-776a, CE-10-776b  
ORDER NO. 2786  
ORDER GRANTING UPW'S MOTION TO AMEND COMPLAINT, FILED ON APRIL 5,  
2011

DATED: Honolulu, Hawaii, April 13, 2011.

HAWAII LABOR RELATIONS BOARD



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JAMES E. NICHOLSON, Chair



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SARAH R. HIRAKAMI, Member

Copies sent to:

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