

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

NEIL ABERCROMBIE, Governor, State of  
Hawaii; WILLIAM J. AILA, Chairperson,  
Board of Land & Natural Resources,  
Department of Land & Natural Resources,  
State of Hawaii; and RANDY L. AWO,  
Acting Chief of Enforcement, Department of  
Land & Natural Resources, State of Hawaii,

Respondents.

CASE NO. CE-03-787

ORDER NO. 2860

ORDER DENYING RESPONDENTS'  
MOTION TO CONSOLIDATE  
PROHIBITED PRACTICE  
COMPLAINT CASE NO. CE-03-787,  
HAWAII GOVERNMENT  
EMPLOYEES ASSOCIATION,  
AFSCME, LOCAL 152, AFL-CIO, AND  
NEIL ABERCROMBIE, et al., WITH  
CASE NO. CU-03-314, CLARENCE  
YAMAMOTO, et al. AND HAWAII  
GOVERNMENT EMPLOYEES  
ASSOCIATION, et al., FILED ON  
JULY 30, 2012

ORDER DENYING RESPONDENTS'  
MOTION TO CONSOLIDATE PROHIBITED  
PRACTICE COMPLAINT CASE NO. CE-03-787, HAWAII  
GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME,  
LOCAL 152, AFL-CIO, AND NEIL ABERCROMBIE, et al.,  
WITH CASE NO. CU-03-314, CLARENCE YAMAMOTO, et al. AND HAWAII  
GOVERNMENT EMPLOYEES ASSOCIATION, et al., FILED ON JULY 30, 2012

On July 30, 2012, Respondents (employer), by and through their counsel, filed a Motion to Consolidate Prohibited Practice Complaint Case No. CE-03-787, Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO and Neil Abercrombie, et al., with Case No. CU-03-314, Clarence Yamamoto, et al. and Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO, et al., with the Hawaii Labor Relations Board (Board). Respondents contended that the cases should be consolidated because both arise from the same common factual and legal issues concerning: 1) how the employer has implemented its jet ski program, 2) how this Union leadership has responded to same, and 3) how various factions in HGEA are impacted by same. Respondents also contended, *inter alia*, that virtually all of the witnesses and evidence will be the same; any Board orders will likely affect both cases; and the consolidation will save the parties time and resources.

On August 6, 2012, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, Local 152, AFL-CIO (Complainant or union)

HAR § 12-42-8(g)(13), the Board hereby denies Respondents' motion to consolidate Case No. CU-03-314 and Case No. CE-03-787.

DATED: Honolulu, Hawaii, August 20, 2012.

HAWAII LABOR RELATIONS BOARD



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JAMES B. NICHOLSON, Chair



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SESNITA A.D. MOEPONO

Copies sent to:

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