

STATE OF HAWAII
PUBLIC EMPLOYMENT RELATIONS BOARD

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|------------------------------|---|--------------------------|
| In the Matter of |) | |
| |) | |
| HAROLD BOTELHO and STATE OF |) | Case No. <u>CE-12-55</u> |
| HAWAII ORGANIZATION OF |) | |
| POLICE OFFICERS (SHOPO), |) | |
| |) | Order No. <u>293</u> |
| Complainants, |) | |
| |) | |
| and |) | |
| |) | |
| FRANK F. FASI, Mayor of the |) | |
| City and County of Honolulu, |) | |
| |) | |
| Respondent. |) | |

ORDER DENYING MOTION FOR PARTICULARIZATION

On October 2, 1979, Respondent, by his attorney, filed with this Board a Motion for Particularization of the Complaint herein.

Two grounds were asserted in support of the Motion:

1. That the complaint was not in the form required by Rule 10(b) of the Hawaii Rules of Civil Procedure;
2. That the complaint lacked sufficient precision to enable Respondent to prepare a responsive pleading.

Respondent's motion is denied for the following reasons:

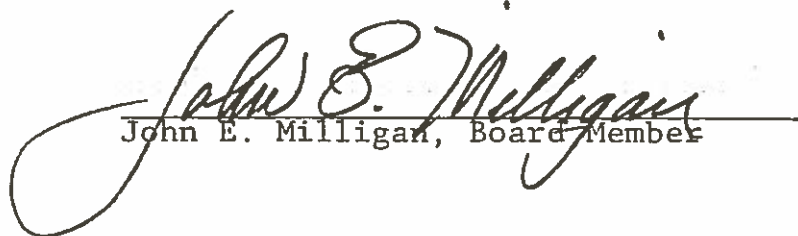
1. Rule 10 of the Hawaii Rules of Civil Procedure does not apply to the form of pleadings filed in the proceedings of this Board.
2. The complaint herein is not so vague and indefinite that Respondent cannot frame an answer to it.

Respondent shall file his answer to the complaint
no later than 4:30 p.m., Monday, October 15, 1979.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD


Mack H. Hamada, Chairman


James K. Clark, Board Member


John E. Milligan, Board Member

Dated: October 5, 1979

Honolulu, Hawaii