

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

KATHLEEN WATANABE, Director,
Department of Human Resources
Development, State of Hawaii; and LINDA
LINGLE, Governor, State of Hawaii,

Respondents.

CASE NOS. CE-01-552a
CE-10-552b

ORDER NO. 3006

ORDER GRANTING MOTIONS TO
WITHDRAW PROHIBITED PRACTICE
COMPLAINTS

In the Matter of

HAWAII GOVERNMENT EMPLOYEES
ASSOCIATION, AFSCME, LOCAL 152,

Complainant,

And

LINDA LINGLE, Governor, State of Hawaii
and KATHLEEN N.A. WATANABE,
Director, Department of Human Resources
Development, State of Hawaii,

Respondents.

CASE NOS: CE-02-553a
CE-03-553b
CE-04-553c
CE-09-553d
CE-13-553e

ORDER GRANTING MOTIONS TO
WITHDRAW PROHIBITED PRACTICE COMPLAINTS

On February 11, 2004, Complainant UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW) filed a prohibited practice complaint (UPW Complaint) against Respondents LINDA LINGLE, Governor, State of Hawaii, and KATHLEEN WATANABE,

Director, Department of Human Resources Development, State of Hawaii (collectively, Respondents) in Case Nos. CE-01-552a and CE-10-552b.

On February 17, 2004, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) filed a prohibited practice complaint (HGEA Complaint) against Respondents in Case Nos. CE-02-553a, CE-03-553b, CE-04-553c, CE-09-553d, and CE-13-553e, with allegations identical to those in the UPW Complaint.

On March 15, 2004, the Board consolidated the UPW Complaint and the HGEA Complaint by issuing Order No. 2238, Order Consolidating Cases for Disposition.

On May 27, 2014, the UPW filed a Motion to Withdraw Complaint Without Prejudice in the consolidated cases, based on the UPW's intent to exhaust contractual remedies over the issues and claims present in the UPW Complaint.

On May 30, 2014, Respondents filed their Statement of No Opposition to Motion to Withdraw Complaint.

On June 19, 2014, the HGEA filed HGEA/AFSCME's Statement of No Objection to UPW/AFSCME's Motion to Withdraw Complaint Without Prejudice Filed May 27, 2014.

Also on June 19, 2014, the HGEA filed Complainant HGEA/AFSCME's Motion to Withdraw Prohibited Practice Complaint Filed February 17, 2004, Without Prejudice, pursuant to Hawaii Administrative Rules (HAR) §§ 12-42-8(3) and 12-42-44, of the Board's Rules of Practice and Procedure.

On June 23, 2014, the UPW filed UPW's Statement of No Objection to HGEA/AFSCME's Motion to Withdraw Complaint Without Prejudice Filed On June 19, 2014.

On June 25, 2014, Respondents filed their Statement of No Opposition to Complainant HGEA/AFSCME's Motion to Withdraw Prohibited Practice Complaint Filed February 17, 2004 Without Prejudice.

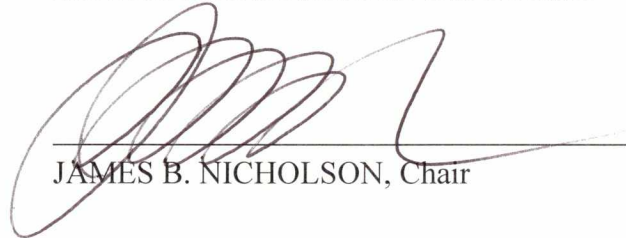
Pursuant to HAR § 12-42-44, "[a]ny complaint may be withdrawn at any time prior to the issuance of a final order thereon, upon motion and with the consent of the board. Whenever the board approves withdrawal of such complaint, the case shall be closed."

Accordingly, the Board, pursuant to HAR § 12-42-44, hereby grants the UPW's to Motion Withdraw Complaint Without Prejudice, filed on May 27, 2014, and grants the HGEA/AFSCME's Motion to Withdraw Prohibited Practice Complaint Filed February 17, 2004, Without Prejudice, filed on June 19, 2014. These consolidated cases are now closed.

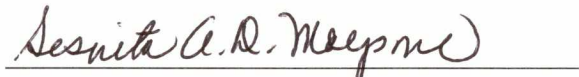
UPW v. KATHLEEN WATANABE, et al.
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COMPLAINTS

DATED: Honolulu, Hawaii _____ July 14, 2014 _____.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair



SESNITA A.D. MOEPONO, Member

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