



**EFiled: Apr 06 2015 02:37PM HAST**  
**Transaction ID 57033586**  
**Case No. CE-03-824**

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; DONALD G. HORNER,  
Chairperson, Hawaii State Board of  
Education; HAWAII STATE BOARD OF  
EDUCATION; KATHRYN S.  
MATAYOSHI, Superintendent, Department  
of Education, State of Hawaii; and  
DEPARTMENT OF EDUCATION, State of  
Hawaii,

Respondents.

CASE NO. CE-03-824

ORDER NO. 3059

ORDER GRANTING HGEA/AFSCME'S  
MOTION FOR AWARD OF ATTORNEY'S  
FEES AND COSTS

ORDER GRANTING HGEA/AFSCME'S MOTION  
FOR AWARD OF ATTORNEY'S FEES AND COSTS

On January 5, 2015, the Hawaii Labor Relations Board (Board) issued Decision No. 480 Final Order Adopting the Proposed Findings of Fact, Conclusions of Law, and Decision and Order Issued on December 19, 2014. The Decision stated in relevant part:

With respect to costs and attorney's fees, in Civil No. 10-1-1931-09 (KKS), UPW v. Char, et al., and Civil No. 10-1-1963-09 (KKS), UPW v. Char, et al., consolidated cases before the Circuit Court, the Court held, *inter alia*, that the award of costs and attorney's fees is not discretionary where a prohibited practice complaint filed in behalf of employees was found to be substantiated by the Board. Accordingly, the Board hereby awards costs and reasonable attorney's fees to the HGEA, upon sufficient showing of such costs and fees incurred.

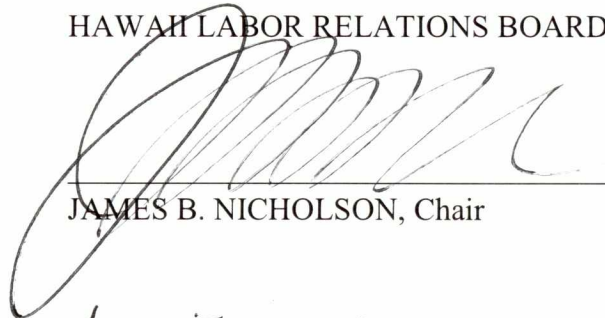
On February 23, 2015, the HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (Complainant or HGEA/AFSCME), by and through its attorney Peter Liholiho Trask, Esq., filed HGEA/AFSCME'S MOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS (Motion) with the Board. Attached to the Motion was a detailed breakdown of the time and expense incurred by Mr. Trask in handling this case.

In accordance with Hawaii Administrative Rules §12-42-8(g)(3)(iii), any response to the Motion was required to be filed within five days after service of the Motion, unless the Board directed otherwise. No objections were filed by any of the parties.

Accordingly, the Board hereby finds the request for attorney's fees in the amount of \$87,054.77 is reasonable and grants the Motion<sup>i</sup> and awards attorney's fees in the amount of \$87,054.77.

DATED: Honolulu, Hawaii \_\_\_\_\_ April 6, 2015 \_\_\_\_\_.

HAWAII LABOR RELATIONS BOARD



JAMES B. NICHOLSON, Chair

  
SESNITA A.D. MOEPONO, Member  
ROCK B. LEY, Member

Copies sent to:  
Peter Liholiho Trask, Esq.  
Jeffrey A. Keating, Deputy Attorney General

<sup>i</sup> The Motion and attached Declaration of Peter Liholiho Trask stated that costs were being "waived."