



STATE OF HAWAII

EFiled: Nov 09 2015 11:46AM HAST
Transaction ID 58138618
Case No. CE-05-869

HAWAII LABOR RELATIONS BOARD

In the Matter of

RICHARD ANTON ST. ONGE,

Complainant,

and

DEPARTMENT OF EDUCATION,
WINDWARD DISTRICT OFFICE,
STATE OF HAWAII,

Respondent.

CASE NO. CE-05-869

ERRATA TO ORDER GRANTING
COMPLAINANT'S WITHDRAWAL
OF COMPLAINT; EXHIBIT "A"

ERRATA TO ORDER GRANTING
COMPLAINANT'S WITHDRAWAL OF COMPLAINT, EXHIBIT "A"

On November 4, 2015, the Hawaii Labor Relations Board (Board) issued Order No. 3116 Order Granting Complainant's Withdrawal of Complaint; Exhibit "A" (Order) regarding the Prohibited Practice Complaint (Complaint) in the above-captioned matter. The Board issues this Errata to that Order to correct an error regarding the reference in the Order to the Hawaii Administrative Rule (HAR) governing the withdrawal of a complaint filed under Chapter 89, Hawaii Revised Statutes.

Instead of HAR § 12-42-24, cited in Order No. 3116, the operative rule in this case is HAR §12-42-44, which provides as follows:

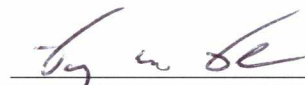
Any complaint may be withdrawn at any time prior to the issuance of a final order thereon, upon motion and with the consent of the board. Whenever the board approves the withdrawal of such complaint, the case shall be closed.

The Board considers and interprets the October 29, 2015 notice of withdrawal letter filed by Complainant RICHARD ST. ONGE, pro se, to be a motion to withdraw Complainant's Complaint against Respondent DEPARTMENT OF EDUCATION, WINDWARD DISTRICT OFFICE, STATE OF HAWAII filed October 14, 2015 in the above matter, and with the authority pursuant to HAR § 12-42-44 hereby reaffirms its holding in Order No. 3116, GRANTING the withdrawal of the Complaint in the matter, and closing this case.

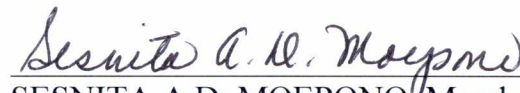
RICHARD ANTON ST. ONGE v. DEPARTMENT OF EDUCATION, WINDWARD
DISTRICT OFFICE, STATE OF HAWAII
ERRATA TO ORDER GRANTING COMPLAINANT'S WITHDRAWAL OF
COMPLAINT; EXHIBIT "A"

DATED: Honolulu, Hawaii, November 9, 2015.

HAWAII LABOR RELATIONS BOARD



KERRY M. KOMATUSBARA, CHAIR



SESNITA A.D. MOEPONO, Member



ROCK B. LEY, Member

c: Richard Anton St. Onge, Pro Se
Brian J. McCreanor, Deputy Attorney General

October 29, 2015

State of Hawaii Labor Relations Board
830 Punchbowl Street
Room 434
Honolulu, Hawaii 96813

2015 NOV -2 PM 1:53

HAWAII LABOR
RELATIONS BOARD

RE: Case No. CE-05-869 – Richard Anton St. Onge v. D.O.E., W.D.O., State of Hawaii

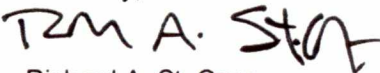
To Whom It May Concern:

This letter serves as notice of withdrawal of the complaint identified herein (Case No. CE-05-869).

At present I respectfully withdraw my complaint for the time being because I believe I must first exhaust contractually provided "in house" remedies before proceeding with a prohibited practices complaint regarding unfair labor practice. Upon reflection and based upon discussion with both the State and my union representative, I have concluded that it would be premature to proceed at this time with my complaint; although I reserve the right to proceed with a prohibited practices complaint regarding unfair labor practice when and if the appropriate time comes.

Thank you for your attention to this matter.

Sincerely,



Richard A. St. Onge
59-003 Huelo Street
Haleiwa, HI 96712
808-232-3638
paumalu1@hawaiiantel.net

cc: David Forrest, Esq. HSTA UNISERV Director

