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Transaction ID 60554063
Case No. 17-CU-01-350

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

MICHAEL PELEKAI,

Complainant,

and

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

Respondent.

CASE NO. 17-CU-01-350

ORDER NO: 3255

ORDER GRANTING COMPLAINANT'S
REQUEST TO WITHDRAW
COMPLAINT

**ORDER GRANTING COMPLAINANT'S
REQUEST TO WITHDRAW COMPLAINT**

On April 11, 2017, Michael Pelekai (Complainant) filed a Prohibited Practice Complaint with the Hawaii Labor Relations Board ("Board").

On May 3, 2017, the Board held a Prehearing Conference. MICHAEL PELEKAI, Complainant, appeared *pro se*. The UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (Respondent UPW,) was represented by Herbert R. Takahashi, Esq. The Respondent UPW requested that the transcript of the court reporter present be made the official record of the hearing, and offered to provide the Complainant with a copy of the transcript at no cost. The Complainant agreed to accept the transcript as the official record, and the Board so ordered.

The prehearing was recessed to allow the parties an opportunity to speak with each other off the record. The Board's prehearing was then reconvened at the request of the parties. Michael Pelekai indicated to the Board that he "...wished to withdraw his complaint." The Board inquired into whether the Complainant understood the consequences of his request, and he responded "yes." The Board then asked if the Respondent UPW had any objection to the Complainant's request to withdraw the complaint in the instant case, and counsel responded "no."

ORDER

The Board finds the Complainant having orally requested to the Board to withdraw his complaint in Case No. 17-CU-01-350 without objection by the Respondent that pursuant to Hawaii Administrative Rules § 12-42-44, “[a]ny complaint may be withdrawn at any time prior to the issuance of a final order thereon, upon motion and with the consent of the [Board].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 [B]oard approves withdrawal of such complaint, the case shall be closed.”

Therefore, the Board grants the Complainant’s request to withdraw the complaint in the above referenced case as set forth in Order No. 3255.

The case is hereby dismissed and closed.

DATED: Honolulu, Hawaii, May 3, 2017.

HAWAII LABOR RELATIONS BOARD



Sesnita A. D. Moepono

SESNITA A.D. MOEPONO, Member

J.N. Musto

J.N. MUSTO, Member

Copies sent to:

Michael Pelekai , *pro se*
Herbert R. Takahashi, Esq.