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Transaction ID 61902959  
Case No. CE-10-744

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Attorneys for Complainant

HAWAII LABOR RELATIONS BOARD

STATE OF HAWAII

In the Matter of	)	Case No. CE-10-744 (on remand)
	)	
United Public Workers, AFSCME,	)	
Local 646, AFL-CIO,	)	STIPULATION AND ORDER
	)	
Complainant,	)	ORDER NO. 3339
	)	
and	)	
	)	
Jim Howe, Director, Emergency	)	
Services, City and County of	)	
Honolulu and Kirk Caldwell, Mayor,	)	
City and County of Honolulu (2009-	)	
067),	)	
	)	
Respondents.	)	
	)	

(021418\_ems 744)

**STIPULATION AND ORDER**

COMES NOW the United Public Workers, AFSCME, Local 646, AFL-CIO (Union or Complainant), and the City and County of Honolulu, Department of

Emergency Services (Employer or Respondent) by and through their respective counsel Herbert Takahashi, Esq. appearing for Union, and Ernest Nomura, Esq. appearing for the Employer and pursuant to Hawaii Administrative Rule § 12-42-8 (a) hereby stipulate and agree as follows:

1. Pursuant to Section 377-9 (d), Hawaii Revised Statutes (HRS), the Union shall be awarded reasonable costs in the amount of \$662.43 and reasonable attorney's fees in the amount of \$18,531.00.


2. By not later than May 31, 2018 the employer shall pay to the union \$662.43 in costs and \$18,531.00 in attorney's fees.


3. In the event employer fails to make payment to the union by May 31, 2018 as set forth in paragraph 2 above employer shall pay ten percent interest per annum on \$662.43 and \$18,531.00 from March 24, 2011 to the date payment is actually received by the union, and this stipulation and order shall be enforced by a petition filed with the circuit court by the union pursuant to Section 377-9 (e), HRS.

4. This stipulation and order finalizes and concludes the proceedings before the Hawaii Labor Relations Board (Board) pursuant to the circuit court's decision and order in Civil Nos. 10-1-1931-09 KKS and 10-1-1963-09 KKS reversing and modifying Hawaii Labor Relations Board Order No. 2729 and remanding the case with instructions for further agency proceeding in CE-10-744.

This case is hereby deemed closed upon approval of this stipulation of this parties, and entry of the order of the Board.

Dated: Honolulu, Hawaii, April 10, 2018.

  
Herbert R. Takahashi, Esq.  
Attorney for Complainant  
United Public Workers, AFSCME, Local  
646, AFL-CIO

  
Ernest H. Nomura, Esq.  
Deputy Corporation Counsel  
Attorney for Respondents Jim Howe,  
Director, Emergency Services, City and  
County of Honolulu and Kirk Caldwell,  
Mayor, City and County of Honolulu

Approved and so ordered:

ORDER NO. 3339

DATE: April 10, 2018

  
Marcus R. Oshiro, Chair

  
Sesnita A.D. Moepono, Member

  
J.N. Musto, Member

