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Transaction ID 62523360
Case No. 18-CE-13-915

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

HAWAII GOVERNMENT EMPLOYEES
ASSOCIATION, AFSCME, LOCAL 152,
AFL-CIO,

Complainant,

and

DEPARTMENT OF TAXATION,
State of Hawaii,

Respondent.

CASE NO. 18-CE-13-915

ORDER NO. 3397

ORDER AMENDING ORDER NO. 3345
PRE-TRIAL ORDER AND NOTICES;
AMENDED SCHEDULE OF
DEADLINES; AMENDED NOTICE OF
PRE-TRIAL CONFERENCE AND ORAL
ARGUMENTS ON DISPOSITIVE
MOTION; AND AMENDED NOTICE OF
HEARING ON THE MERIT

**ORDER AMENDING ORDER NO. 3345 PRE-TRIAL
ORDER AND NOTICES; AMENDED SCHEDULE OF DEADLINES;
AMENDED NOTICE OF PRE-TRIAL CONFERENCE AND ORAL ARGUMENTS
ON DISPOSITIVE MOTION; AND AMENDED NOTICE OF HEARING ON THE MERIT**

On September 26, 2018, the Hawaii Labor Relations Board (Board) held a Status Conference, during which time the parties stated that while they have reached an agreement in principle, the parties cannot agree on language for the agreement. Accordingly, the Board scheduled the hearing on the merits.

In accordance with the scheduled hearing on the merits, the Board amends Order No., 3345 Pre-Trial Order and Amended Notices as follows:

DEADLINES & HEARING DATES FOR:

Date Time

Dispositive Motion(s)

11/7/18

Response to Dispositive Motion(s)

11/14/18

Exchange of Witness Lists

11/21/18

The witness lists shall include, in the interest of judicial economy, a brief but meaningful summary or general statement of the nature of the testimony expected, and the order in which the witnesses are expected to be called. The summary or general statement for each

DEADLINES & HEARING DATES FOR (cont'd)

Date Time

witness shall include sufficient information for the Board to determine whether the testimony will be irrelevant, immaterial, or unduly repetitious to any other witness testimony; see, Hawaii Revised Statutes § 91-10(1).

Exchange of Exhibit Lists

11/21/18

The full applicable collective bargaining agreement(s) shall be provided to the Board by the exclusive representative or employer and marked as Board Exhibit 1 or Board Exhibit 1a, 1b, 1c, etc. In identifying exhibits, Complainant shall use numerical designations 1-2-3-4, etc. to identify its exhibits. Respondent shall use alphabetical letters A-B-C-D, etc. to identify its exhibits.

If the parties have agreed to submit proposed Joint Exhibits, then the Exhibits shall be marked with a J and then a number, i.e. J-1, etc.

Exchange and Filing of Proposed Exhibits

11/21/18

The parties are encouraged to use the File & ServeXpress electronic-filing system to file their proposed exhibits before or by 4:30 p.m. (HST) on the deadline day. The exhibits shall be filed in a searchable portable document format (PDF). Exhibits can be combined into one or more PDFs not exceeding 10 megabytes, with each Exhibit bookmarked within that PDF. When e-filing the bookmarked Exhibit PDFs on File and ServeXpress add “BKMRKD” at the end of the Document Title. Alternatively, a party may file exhibits in person or by mail to the Board; the date of receipt by the Board shall be deemed the date of Filing.

If there are Joint Exhibits, the parties shall designate one party to File these exhibits, who shall comply with the above requirements.

Application for Subpoenas

11/28/18

Pre-Trial Conference and Oral Arguments on Dispositive Motion(s), if any

11/21/18 9:00 a.m.

HEARING ON THE MERITS

12/17/18 – 12/19/18 9:00 a.m.

Parties, party representatives, and witnesses may not appear telephonically at the Hearing on the Merits and must appear in person. The parties should be aware that the Board is located in a

secured State of Hawaii building, and that any party, representative, counsel, witness, or other person attending the hearing will need to present a government-issued identification for entry.

All submissions shall be filed on or before 4:30 p.m. on the deadline date.

In all other respects, Order No. 3345 PRETRIAL ORDER AND NOTICES remains in effect.

DATED: Honolulu, Hawaii, October 4, 2018.

HAWAII LABOR RELATIONS BOARD



Marcus R. Oshiro

MARCUS R. OSHIRO, Chair

Sesnita A. D. Moepono

SESNITA A.D. MOEPONO, Member

EXCUSED

J N. MUSTO, Member

Copies sent to

Richard Thomason, Deputy Attorney General
Jonathan E. Spiker, Esq.