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Transaction ID 62871408
Case No. 17-CE-01-902**

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

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

Complainant,

and

CHRISTINA KISHIMOTO,
Superintendent, Department of Education,
State of Hawai'i,

Respondents.

CASE NO. 17-CE-01-902

ORDER NO. 3438

ORDER GRANTING UPW'S MOTION
TO AMEND AND WITHDRAW
UNION'S PRE-HEARING
STATEMENT FILED ON NOVEMBER
1, 2017 AND REPLACE WITH
AMENDED DOCUMENT

**ORDER GRANTING UPW'S MOTION TO AMEND
AND WITHDRAW UNION'S PRE-HEARING STATEMENT
FILED ON NOVEMBER 1, 2017 AND REPLACE WITH AMENDED DOCUMENT**

On February 26, 2018, Complainant UNITED PUBLIC WORKERS, AFSCME, Local 646, AFL-CIO (Complainant or UPW) filed its MOTION TO EXTRACT AND REPLACE DOCUMENTS CONTAINING PERSONAL INFORMATION AND REPLACE WITH REDACTED VERSIONS (Motion to Extract) with the Hawai'i Labor Relations Board (Board), under Hawai'i Administrative Rules (HAR) § 12-42-8(g)(3)(C). This Motion to Extract requested that UPW be permitted to extract and replace with redacted versions certain pages from attachments to its Prehearing Statement, filed on November 1, 2017 and its Motion for Summary Judgment, filed on November 13, 2017 because such pages include personal information or information in which an individual may have a privacy interest.

On March 12, 2018, the Board in Order No. 3326 granted in part and denied in part the Motion to Extract because the Motion did not comply with HAR § 12-42-8(g)(10) (Amendment of Documents) and HAR § 12-42-8(g)(11) (Retention of Documents by the Board).

On March 21, 2018, UPW filed its MOTION TO AMEND AND WITHDRAW UNION'S PRE-HEARING STATEMENT FILED ON NOVEMBER 1, 2017 AND REPLACE WITH AMENDED DOCUMENT (Motion to Amend Pre-Hearing Statement) with the Board, under HAR § 12-42-8(g)(10) and HAR § 12-42-8(g)(11). The Motion to Amend Pre-Hearing Statement was requested because the original Pre-hearing Statement contained personal information or information in which an individual may have a privacy interest.

The Board did not receive a response to the Motion to Amend Pre-Hearing Statement from Respondent CHRISTINA KISHIMOTO, Superintendent, Department of Education, State of Hawai'i within the five days permitted by HAR § 12-42-8(g)(3)(C)(iii).

For good cause shown, the Board hereby grants Complainant's Motion to Amend Pre-Hearing Statement and orders Complainant to file the Amended Pre-Hearing Statement with the Board within five (5) working days of the date of this order.

DATED: Honolulu, Hawai'i, January 16, 2019.

HAWAII LABOR RELATIONS BOARD



Marcus R. Oshiro

MARCUS R. OSHIRO, Chair

Sesnita A. D. Moepono

SESNITA A.D. MOEPONO, Member

J. N. Musto

J N. MUSTO, Member

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