

STATE OF HAWAII
PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of)
)
HAROLD BOTELHO and STATE OF)
HAWAII ORGANIZATION OF POLICE)
OFFICERS (SHOPO),)
)
Complainants,)
)
and)
)
FRANK F. FASI, Mayor of the)
City and County of Honolulu,)
)
Respondent.)
_____)

Case No. CE-12-69
Order No. 381

ORDER GRANTING REQUEST TO
WITHDRAW PROHIBITED PRACTICE CHARGE

On November 20, 1980, the attorney for Complainants, Harold Botelho and the SHOPO (hereafter Complainants) made an oral motion for leave to withdraw the above-referenced prohibited practice case. The Board instructed the Complainants to submit this motion in writing to the Board.

Subsequently, the Complainants failed to file said motion. Accordingly, the Board, on January 12, 1981 by Order No. 379 directed the Complainants to either file the foregoing motion for withdrawal or to notify the Board, in writing, no later than January 21, 1981, of its intent and readiness to proceed with this case.

On January 21, 1981, the Complainants filed a request to withdraw the instant prohibited practice case without prejudice.


On January 27, 1981, the respondent, Frank F. Fasi, Mayor of the City and County of Honolulu, filed objections to the request to withdraw without prejudice on the ground that the withdrawal should be with prejudice.

Based upon a full consideration of all of the foregoing, the Board grants the request of the Complainants to withdraw the case but denies the portion of request that said withdrawal be done without prejudice. Accordingly, the case is dismissed with prejudice.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD



Mack H. Hamada, Chairman



James K. Clark, Board Member



John E. Milligan, Board Member

Dated: January 29, 1981

Honolulu, Hawaii