

STATE OF HAWAII
PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of)	
UNIVERSITY OF HAWAII)	Case No. <u>CE-07-72</u>
PROFESSIONAL ASSEMBLY,)	
)	Order No. <u>390</u>
Complainant,)	
)	
and)	
BOARD OF REGENTS, University)	
of Hawaii,)	
)	
Respondent.)	

ORDER DENYING MOTION TO DISMISS AND
GRANTING MOTION FOR CONTINUANCE

In Order No. 377, Respondent's motion to dismiss in the above-entitled matter was scheduled to be heard on Thursday, February 19, 1981.

On February 10, 1981, attorney for Complainant filed a motion for an indefinite continuance or until further moved on by the parties or the Board. The motion was based on the affidavit of Complainant's attorney attached thereto.

On February 13, 1981, Respondent filed a Memorandum in opposition to motion for continuance of hearing, supported by affidavits of Harold S. Masumoto, David E. Contois, and Edward Yuen.

On February 18, 1981, Complainant's attorney filed a Memorandum in support of motion for continuance, supported by the affidavit of J. N. Musto.

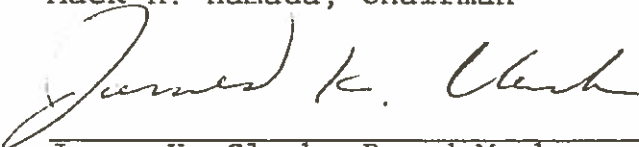
The motion for continuance was heard on February 19, 1981, in conjunction with the motion to dismiss filed by Respondent.

IT IS HEREBY ORDERED that, based on a full consideration of the record, affidavits, memorandum and oral arguments, the motion to dismiss is denied.

IT IS FURTHER ORDERED that, good cause appearing therefor, the motion for indefinite continuance is granted. The motion is granted in view of the policy favoring resolution of disputes through the negotiation process as opposed to litigation. Upon the close of current contract negotiations between the parties, any party wishing to reset the matter for hearing shall so inform the Board. Written notice will be sent should the case be reset for hearing.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD


Mack H. Hamada, Chairman


James K. Clark, Board Member


John E. Milligan, Board Member

Dated: February 23, 1981

Honolulu, Hawaii