STATE OF HAWAII

PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of	2
BOARD OF REGENTS, University of Hawaii,	Case No. <u>DR-07-41</u>
Petitioner,	Order No. 414
and	
UNIVERSITY OF HAWAII PROFESSIONAL ASSEMBLY,	=
Intervenor- Exclusive Representative.	

ORDER DISMISSING PETITION FOR DECLARATORY RULING

On June 17, 1981, Intervenor-Exclusive Representative UNIVERSITY OF HAWAII PROFESSIONAL ASSEMBLY, hereinafter UHPA, filed a Motion to Dismiss Petition for Declaratory Ruling on the grounds that the question posed by the Petition is speculative and does not involve existing facts. Counsel for UHPA indicated that the relevant collective bargaining agreement was entered into by the parties on April 21, 1981 and that presently there is no ongoing bargaining between the parties.

At the hearing on the instant motion held on June 22, 1981, counsel for the Petitioner BOARD OF REGENTS stated that the petition was filed pursuant to an agreement reached between the parties during negotiations. Moreover, Petitioner indicated that it had no objections to the granting of UHPA's motion.

Accordingly, this Board finds that the question presented by the instant petition is speculative at this point in time and does not involve existing facts which can reasonably be expected to exist in the near future. The petition is hereby DISMISSED.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

Mack H. Hamada, Chairman

James K. Clark, Board Member

- MW 8. Mulligan Board Member

Dated: June 29, 1981

Honolulu, Hawaii