

STATE OF HAWAII

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of)
)
JOSEPH N. A. RYAN, JR.,) Case Nos. CU-12-40
) CE-12-74
)
Complainant,)
)
and) Order No. 428
)
STATE OF HAWAII ORGANIZATION)
OF POLICE OFFICERS (SHOPO);)
GEORGE R. ARIYOSHI, Governor)
of the State of Hawaii;)
EILEEN ANDERSON, Mayor of the)
City and County of Honolulu;)
HERBERT T. MATAYOSHI, Mayor)
of the County of Hawaii;)
HANNIBAL TAVARES, Mayor of)
the County of Maui; EDUARDO)
E. MALAPIT, Mayor of the)
County of Kauai,)
)
Respondents.)
)

In the Matter of)
)
JERROLD G. BROWN and THOSE) Case No. CU-12-41
SIMILARLY SITUATED,)
)
Complainants,)
)
and)
)
STATE OF HAWAII ORGANIZATION)
OF POLICE OFFICERS (SHOPO),)
)
Respondent.)
)

In the Matter of)
)
BOISSE P. CORREA and THOSE) Case No. CU-12-42
SIMILARLY SITUATED,)
)
Complainants,)
)
and)
)
STATE OF HAWAII ORGANIZATION)
OF POLICE OFFICERS (SHOPO),)
)
Respondent.)
)

ORDER DENYING RESPONDENT'S APPLICATION
FOR TAKING DEPOSITIONS UPON ORAL
EXAMINATION AND FOR ISSUANCE OF SUBPOENAS

On September 16, 1981, Respondent State of Hawaii Organization of Police Officers (hereafter Respondent SHOPO) filed an Application for Taking Deposition Upon Oral Examination and For Issuance of Subpoenas. By the Application, Respondent SHOPO requested leave of this Board to take the depositions of Joseph N. A. Ryan, Jr., Jerrold G. Brown, and Boisse P. Correa. The affidavit of counsel for Respondent SHOPO states that he believes that the above-named individuals have information which is relevant, or, if not relevant, information which may lead to relevant information concerning the allegations in the prohibited practice charges.

Complainants Brown and Correa, by their attorneys, filed a Memorandum in Opposition to Respondent's Application For Taking Deposition Upon Oral Examination and For Issuance of Subpoenas during the prehearing conference held on September 23, 1981. Complainants argue that Respondent SHOPO has failed to show good cause why their application to conduct depositions should be granted. Complainants further argue that the granting of such application would unduly prolong the proceedings.

After reviewing the written submissions by the parties and upon consideration of the oral arguments presented, the Board hereby denies Respondent SHOPO's Application to Take Depositions Upon Oral Examinations because

Respondent has failed to establish good cause to grant its Application. Further, it is believed that such discovery, if granted, would unduly delay and prolong the proceedings.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD


Mack H. Hamada, Chairman


James K. Clark, Board Member

Dated: September 30, 1981

Honolulu, Hawaii

