

STATE OF HAWAII

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of)	
)	
HAWAII FIRE FIGHTERS)	CASE NO. CE-11-81
ASSOCIATION, LOCAL 1463,)	
IAFF, AFL-CIO,)	ORDER NO. 452
)	
Complainant,)	ORDER GRANTING MOTIONS
)	FOR PARTICULARIZATION
and)	
)	
GEORGE R. ARIYOSHI, Governor)	
of the State of Hawaii;)	
EILEEN R. ANDERSON, Mayor)	
of the City and County of)	
Honolulu; HERBERT MATAYOSHI,)	
Mayor of the County of Hawaii;)	
HANNIBAL TAVARES, Mayor of)	
the County of Maui; and)	
EDUARDO E. MALAPIT, Mayor)	
of the County of Kauai,)	
)	
Respondents.)	

ORDER GRANTING MOTIONS FOR PARTICULARIZATION

On September 1, 1982, Respondent HANNIBAL TAVARES, Mayor of the County of Maui, filed with the Hawaii Public Employment Relations Board [hereinafter referred to as Board] a Motion for Particularization of Complaint, together with a supporting affidavit. On September 2, 1982, Respondent EILEEN R. ANDERSON, Mayor of the City and County of Honolulu, filed a Joinder in Motion for Particularization of the Prohibited Practice Complaint. Respondents GEORGE R. ARIYOSHI, Governor of the State of Hawaii; EDUARDO E. MALAPIT, Mayor of the County of Kauai; and HERBERT MATAYOSHI, Mayor of the County of Hawaii, filed separate Motions for Particularization of the Prohibited Practice Complaint with supporting affidavits on September 1, September 3, and September 3, 1982, respectively.

Upon review of the aforesaid motions and affidavits and the charges set forth in the complaint, the Board concludes that particularization of the complaint should be made pursuant to Administrative Rules §12-42-45(b).

The Board directs the above-named Complainant to file with this Board the original and five (5) copies of the requested particularization, with proof of service upon Respondents, no later than 4:30 p.m. of the fifth working day after the service of this order. The particularization should more fully specify:

1. The details and circumstances relied upon by Complainant that give rise to the claim that Respondents wilfully committed a prohibited practice by deferring negotiations on the subject of housing facilities for bargaining unit 11 employees until the renewal period for the master contract;

2. The statutory provisions which have been violated because of Respondents' position regarding deferral until the renewal period for the master contract; and

3. The relief requested by Complainant.

If Complainant fails to timely file and serve the particularization, the Board shall dismiss the complaint.

Respondents are directed to file with this Board the original and five copies of the answer, with proof of service upon all parties, no later than 4:30 p.m. of the fifth working day after service of the Complainant's particularization. Failure of Respondents to timely file their answers shall constitute an admission of the

material facts alleged in the Complaint and Particularization and a waiver of a hearing.

DATED: Honolulu, Hawaii, September 9, 1982.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD


MACK H. HAMADA, Chairperson


JAMES K. CLARK, Board Member


JAMES R. CARRAS, Board Member

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