STATE OF HAWAII
HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of ) CASE NO. CE-01-82
) ORDER NO. 488
UNITED PUBLIC WORKERS, )
LOCAL 646, AFSCME, AFL-CIO, )
Complainant,
and
GEORGE R. ARiyosHi,
Governor of the State of
Hawaii,
Respondent.

ORDER GRANTING WITHDRAWAL OF
PROHIBITED PRACTICE COMPLAINT

On November 1, 1983, Complainant UNITED PUBLIC WORKERS, LOCAL 646, AFSCME, AFL-CIO, filed a Withdrawal of Prohibited Practice Complaint, dated June 21, 1983, with this Board. In effect, Complainant withdrew its prohibited practice complaint filed on October 22, 1982 without prejudice, with no objection by opposing counsel, Deputy Attorney General Francis Paul Keeno.

Administrative Rules §12-42-44 specifically states that a prohibited practice complaint may be withdrawn at any time prior to the issuance of a final order thereon, upon motion and with the consent of the Board. Administrative Rule §12-42-8(g)(3) sets forth the procedures to file a motion. Although counsel is aware of the rules and its ramifications, the requisite motion has not been filed. However, since this matter has taken approximately eleven months to resolve, in the interest of expediting this matter, the Board hereby grants the withdrawal of the
prohibited practice complaint without prejudice. Accordingly, this case is dismissed. Henceforth, noncompliance with the Administrative Rules will result in appropriate sanctions.


HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

MACK H. HAMADA, Chairperson

JAMES R. CARRAS, Board Member

Copies sent to:
Francis Paul Keeno, Esq.
James A. King, Esq.
Joyce Najita, IRC