

STATE OF HAWAII

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of	)	CASE NOS.:	I-02-53a
	)		I-03-53b
HAWAII GOVERNMENT EMPLOYEES	)		I-04-53c
ASSOCIATION, AFSCME LOCAL 152,	)		I-06-53d
AFL-CIO,	)		I-08-53e
	)		I-09-53f
Exclusive	)		I-13-53g
Representative,	)		
	)	ORDER NO. 533	
and	)		
	)	ORDER APPROVING MEMORANDUM	
GEORGE R. ARIYOSHI, Governor,	)	OF AGREEMENT AND NOTIFICA-	
State of Hawaii; FRANK F. FASI,	)	TION OF APPOINTMENT OF	
Mayor, City and County of	)	FACT-FINDING PANEL	
Honolulu; DANTE CARPENTER,	)		
Mayor, County of Hawaii;	)		
HANNIBAL M. TAVARES, Mayor,	)		
County of Maui; TONY T.	)		
KUNIMURA, Mayor, County of	)		
Kauai; DARROW AIONA, Chair-	)		
person of the Board of	)		
Education; and JULIA FROHLICH,	)		
Chairperson of the University	)		
of Hawaii,	)		
	)		
Employers.	)		

ORDER APPROVING MEMORANDUM OF AGREEMENT AND NOTIFICATION OF APPOINTMENT OF FACT-FINDING PANEL

On March 14, 1985, Mediator Gayle Wineriter informed this Board that mediation efforts in the above-entitled impasse have failed to fully resolve all issues in dispute and recommended that mediation be terminated and that the parties proceed with fact-finding.

Thereafter, on March 18, 1985, the HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, and the Public Employers (State of Hawaii and Various Counties) filed with this Board a Memorandum of

Agreement to alter the time frame prescribed in Subsection 89-11(b), Hawaii Revised Statutes [hereinafter referred to as HRS]. The parties have agreed to modify the statutory time frame for fact-finding as follows:

1. Upon its approval of this Memorandum of Agreement, the Hawaii Public Employment Relations Board shall appoint a fact-finding board as provided in Section 89-11(b)(2), Hawaii Revised Statutes;
2. Any hearings by the fact-finding board concerning the dispute between the parties shall be commenced no sooner than March 25, 1985;
3. The fact-finding board shall transmit its finding of fact and any recommendations for the resolution of the dispute to both parties on April 3, 1985; and
4. If the dispute remains unresolved two days after transmittal of the findings of fact and any recommendation for the resolution of the dispute, the board shall publish the findings of fact and any recommendations for public information.

As the parties have mutually agreed to the above and there is no prejudice caused by the alteration of the statutory time frame, the Board hereby approves the Memorandum of Agreement.

YOU ARE HEREBY NOTIFIED that pursuant to Subsection 89-11(b), HRS, the Board hereby appoints the following fact-finding panel:

Ted T. Tsukiyama, Chairperson  
David Ramsour, Panel Member  
Ambrose J. Rosehill, Panel Member

The panel shall inquire into the causes and circumstances of the impasse and shall have such powers as are necessary to carry out the purposes of fact-finding pursuant to

Subsection 89-11(b)(2), HRS, and Administrative Rules § 12-42-68, and shall transmit its fact-finding report and recommendations to the Board in the manner prescribed by Administrative Rules § 12-42-69 on April 3, 1985.

The fact-finding panel may call a meeting as soon as practicable and may conduct such other activities which, in its judgment, may be necessary to accomplish its purposes. Any hearings conducted by the panel shall be commenced no sooner than March 25, 1985.

DATED: Honolulu, Hawaii, March 19, 1985.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD



MACK H. HAMADA, Chairperson



JAMES K. CLARK, Board Member



JAMES R. CARRAS, Board Member

Copies sent to:

Russell Okata, HGEA  
James Yasuda, OCB  
Joyce Najita, IRC  
Jensen Hee, Budget and Finance  
Ted T. Tsukiyama  
David Ramsour  
Ambrose J. Rosehill