

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-13-51
	)	
WILLIAM BLANCHARD,	)	ORDER NO. 597
	)	
Complainant,	)	ORDER
	)	
and	)	
	)	
HAWAII GOVERNMENT EMPLOYEES	)	
ASSOCIATION, AFSCME LOCAL 152,	)	
AFL-CIO,	)	
	)	
Respondent.	)	

In the Matter of	)	CASE NO. CE-13-98
	)	
WILLIAM BLANCHARD,	)	
	)	
Complainant,	)	
	)	
and	)	
	)	
TONY T. KUNIMURA, Mayor of the	)	
County of Kauai,	)	
	)	
Respondent.	)	

ORDER

On February 5, 1986, Respondent TONY T. KUNIMURA filed with this Board a Motion for Judgment in Favor of Respondent Tony T. Kunimura. Respondent KUNIMURA alleges that judgment in his favor should be granted in this case because:

1. Complainant admitted under oath that KUNIMURA had not acted in any manner which violated Sections 89-13(a)(1) and (4), Hawaii Revised Statutes [hereinafter referred to HRS];

2. Complainant failed to prove his allegation of KUNIMURA's purported violations of Chapter 89, HRS, by a preponderance of the evidence;

3. Complainant is seeking relief from this Board which it is not empowered to grant; and/or

4. Complainant refused to accept from KUNIMURA an offer of the full relief this Board was and is empowered to grant to Complainant.

On February 11, 1986, Complainant WILLIAM BLANCHARD [hereinafter referred to BLANCHARD] filed an Answer to Motion for Judgement (sic) in Favor of Respondent Tony T. Kunimura.

On April 4, 1986, Respondent HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME LOCAL 152, AFL-CIO [hereinafter referred to as HGEA], filed a Memorandum in Support of Respondent HGEA's Motion for Directed Verdict or in the Alternative Dismissal.

On April 14, 1986, Complainant BLANCHARD filed an Answer to Memorandum of Respondent HGEA's Motion for Directed Verdict or in the Alternative Dismissal and Motion for Judgement (sic) in Favor of Complainant Against Both Respondents.

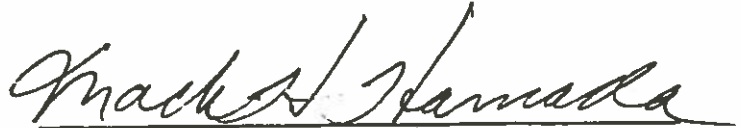
After consideration of the arguments set forth by the parties and the evidence in this case, and taking the evidence in the light most favorable to the opposing party to the motions, the Board hereby denies the motions put forth by the parties.

YOU ARE HEREBY NOTIFIED that the hearing in this matter is continued until August 14, 1986 at 10:00 a.m. in the Kauai Regional Library Conference Room, 4344 Hardy Street, Lihue, Kauai.

The hearing may continue from day to day until completed.

DATED: Honolulu, Hawaii, July 11, 1986.

HAWAII LABOR RELATIONS BOARD

  
MACK H. HAMADA, Chairperson

  
JAMES R. CARRAS, Board Member

Copies sent to:

Charles K. Y. Khim, Esq.  
William Blanchard  
Warren Perry, Second Deputy County Attorney  
Joyce Najita, IRC