

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. RA-01-155
)	
JOHN WAIHEE, Governor of the)	ORDER NO. 678
State of Hawaii; DEPARTMENT OF)	
ACCOUNTING & GENERAL SERVICES,)	ORDER GRANTING INTERVENTION;
State of Hawaii; STADIUM)	ORDER GRANTING MOTION FOR
AUTHORITY, State of Hawaii;)	STAY OF PROCEEDINGS AND
and ALFRED C. LARDIZABAL,)	DENYING MOTION TO DISMISS
Director, Department of)	
Personnel Services, State)	
of Hawaii,)	
)	
Petitioners.)	
)	

ORDER GRANTING INTERVENTION; ORDER GRANTING MOTION FOR STAY OF PROCEEDINGS AND DENYING MOTION TO DISMISS

On March 1, 1988, the United Public Workers, Local 646, AFSCME, AFL-CIO [hereinafter referred to as UPW], by and through its representative, Herbert R. Takahashi, Esq., filed with the Hawaii Labor Relations Board [hereinafter referred to as Board] a Petition for Intervention in the above-entitled case.

As the filing of the petition was timely and the UPW has alleged a sufficient interest for its participation in the proceedings, the Board hereby grants the subject Petition for Intervention pursuant to Administrative Rules § 12-42-8(g) (14).

At the prehearing conference in this case held on March 7, 1988, counsel for Petitioners made an oral motion to stay these proceedings until further moved upon pending settlement negotiations. Counsel for UPW objected to the Petitioners' motion and made an oral motion to dismiss these proceedings without prejudice. The Petitioners objected to such dismissal.

As dismissal of these proceedings at this stage would merely require the re-filing of further petitions with this Board and an unnecessary duplication of efforts, it appears more prudent to stay these proceedings pending settlement negotiations rather than dismissing the action without prejudice.

For good cause shown, Petitioners' motion to stay the proceedings is granted and UPW's motion to dismiss these proceedings without prejudice is denied. Petitioners are directed to notify this Board of any settlement involved and its intention to proceed with this case.

DATED: Honolulu, Hawaii, March 10, 1988.

HAWAII LABOR RELATIONS BOARD


MACK H. HAMADA, Chairperson


JAMES R. CARRAS, Board Member


GERALD K. MACHIDA, Board Member

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