

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-10-65
THOMAS LEPERE,	)	ORDER NO. 770
Complainant,	)	ORDER DENYING MOTION FOR
and	)	PARTICULARIZATION
UNITED PUBLIC WORKERS, AFSCME,	)	
LOCAL 646, AFL-CIO,	)	
Respondent.	)	

---

ORDER DENYING MOTION FOR PARTICULARIZATION

On February 15, 1990, Respondent UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO (UPW) filed a Motion for Particularization of the Complaint with the Hawaii Labor Relations Board (Board). The motion alleges that the complaint is vague and indefinite because it fails to specify specific dates, times and places, and the specific manner in which the UPW has violated the Unit 10 Agreement.

Upon an examination of the complaint in this case, the Board believes that it is essentially in conformance with Administrative Rules Section 12-42-42. The Board believes that the complaint is reasonably clear in stating that the events giving rise to the prohibited practice charge stemmed from the UPW's alleged failure to take steps to process Complainant's grievance concerning an alleged violation of Section 51 of the

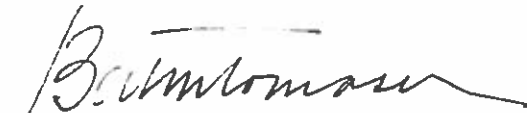
Unit 10 Agreement by the Employer. The complaint states that the Employer had allegedly failed to furnish a meal to the adult corrections officers who were required to attend a pre-shift briefing on February 3, 1990. The complaint further alleges that the UPW allegedly failed to provide the Complainant with grievance forms from August 1989.

The Board believes that the aforesaid allegations contained in the complaint (including the attached exhibits therein) are sufficient for Respondent to adequately frame an answer to the complaint. Therefore, Respondent's Motion for Particularization of the Complaint is denied.

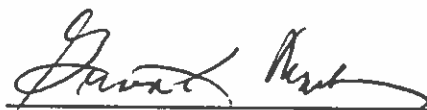
The Board directs the UPW to file with this Board the original and five (5) copies of its answer with proof of service upon Complainant no later than 4:30 p.m. of the fifth working day after service of this order. Failure by the UPW to file its answer in a timely manner shall constitute an admission of the material facts alleged in the complaint and a waiver of a hearing.

DATED: Honolulu, Hawaii, March 2, 1990.

HAWAII LABOR RELATIONS BOARD



BERT M. TOMASU, Chairperson



GERALD K. MACHIDA, Board Member

THOMAS LEPERE and UNITED PUBLIC WORKERS, AFSCME, LOCAL 646,  
AFL-CIO; CASE NO. CU-10-65  
ORDER NO. 770  
ORDER DENYING MOTION FOR PARTICULARIZATION



---

RUSSELL T. HIGA, Board Member

Copies sent to:

Thomas Lepere  
Herbert R. Takahashi, Esq.  
Joyce Najita, IRC