

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-10-66
THOMAS LEPERE,	)	ORDER NO. 771
	)	
Complainant,	)	ORDER DENYING MOTION FOR
	)	PARTICULARIZATION
and	)	
	)	
UNITED PUBLIC WORKERS, AFSCME,	)	
LOCAL 646, AFL-CIO,	)	
	)	
Respondent.	)	
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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 herein merely provides vague and indefinite allegations and fails to include a complete statement of the facts supporting the complaint, including specific facts as to time, place, circumstance, or occurrence.

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 was the UPW's

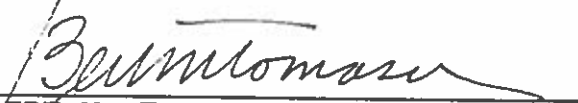
alleged failure to take steps to process Complainant's grievance and arbitration procedures relating to Complainant's suspension, allegedly without just cause.


The Board believes that the aforesaid allegations contained in the complaint 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

  
RUSSELL T. HIGA, Board Member

Copies sent to:

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