

order

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. CE-10-137
JOHN A. UENO,)	ORDER NO. 776
)	
Complainant,)	ORDER DENYING MOTION FOR
)	PARTICULARIZATION OF PRO-
and)	HIBITED PRACTICE COMPLAINT
)	
JOHN WAIHEE, Governor, State)	
of Hawaii and DEPARTMENT OF)	
CORRECTIONS, State of Hawaii,)	
)	
Respondents.)	

ORDER DENYING MOTION FOR PARTICULARIZATION
OF PROHIBITED PRACTICE COMPLAINT

On March 14, 1990, Respondents JOHN WAIHEE, Governor, State of Hawaii and DEPARTMENT OF CORRECTIONS, State of Hawaii, by and through counsel, filed with this Board a Motion for Particularization of Prohibited Practice Complaint, together with a supporting affidavit.

Respondents seek further explanation of the bases for the subject complaint including statutory sections alleged to have been violated, the date of alleged violations, provisions of the Unit 10 collective bargaining agreement alleged to have been violated, and the reasons why Complainant did not reapply for promotion.


Upon the examination of the complaint in this case, the Board believes it is in conformance with Administrative Rules § 12-42-42. The Board believes that the Complainant is

reasonably clear in stating that the event giving rise to the prohibited practice charge is Respondents' alleged wrongful demotion of Complainant from Adult Corrections Officer IV to Adult Corrections Officer III within Unit 10, and Respondents' further efforts to overturn the reversal of the demotion by the State Civil Service Commission.


The Board hereby directs the Respondents to file with this Board the original and five (5) copies of the Answer with proof of service upon Complainant, no later than 4:30 p.m. on the fifth working day after service of this order. Failure by Respondents to file an 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 23, 1990.

HAWAII LABOR RELATIONS BOARD



BERT M. TOMASU, Chairperson



RUSSELL T. HIGA, Board Member

Copies sent to:

John A. Ueno
John Waihee, Governor, State of Hawaii
George Iranon, DOC
Joyce Najita, IRC