

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

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| In the Matter of |) | CASE NO. CU-10-86 |
| |) | |
| THOMAS LEPERE, |) | ORDER NO. 916 |
| |) | |
| Complainant, |) | ORDER GRANTING, IN PART, |
| |) | AND DENYING, IN PART, |
| and |) | RESPONDENT'S MOTION FOR |
| |) | PARTICULARIZATION OF |
| UNITED PUBLIC WORKERS, AFSCME, |) | COMPLAINT |
| LOCAL 646, AFL-CIO, |) | |
| |) | |
| Respondent. |) | |
| |) | |

ORDER GRANTING, IN PART, AND DENYING, IN PART,
RESPONDENT'S MOTION FOR PARTICULARIZATION OF COMPLAINT

On December 14, 1992, Respondent UNITED PUBLIC WORKERS, AFSCME LOCAL 646, AFL-CIO (UPW), by and through its counsel, filed a motion for particularization of the complaint with the Board. In the motion, UPW requests that the Board require Complainant THOMAS LEPERE (LEPERE) to supply more information regarding the "grievances", "class", "posted letters," and "contractual violations" referred to in the complaint to enable Respondent to formulate an answer thereto.

Upon an examination of the complaint in this case, the Board believes that more information is needed to identify the specific grievances referred to by Complainant which are not being pursued by the Respondent. Complainant is directed to specify, the subject matter of the grievances involved, if known, and whether the grievances were presented to either the Employer or the Union. In addition, if Complainant has copies of the "posted letters" allegedly issued by the Respondent available, Complainant shall

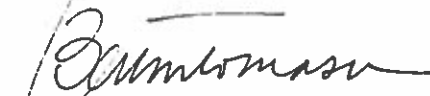
provide Respondent with the dates of the letters or the general substance of their contents.

The Board hereby directs Complainant to file with the Board the original and five (5) copies of the requested Particularization, with proof of service upon the Respondent, no later than 4:30 p.m. of the fifth working day after service of this order. If Complainant fails to file and serve the Particularization in a timely manner, the Board may dismiss the subject prohibited practice complaint.

Respondent is directed 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 Complainant's Particularization. Failure by Respondent to file its answer in a timely manner may constitute an admission of the material facts alleged in the Complaint and Particularization and a waiver of a hearing.

DATED: Honolulu, Hawaii, December 30, 1992.

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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