

STATE OF HAWAII  
HAWAII LABOR RELATIONS BOARD

In the Matter of	)	CASE NO. CU-01-95
	)	
COUNTY OF HAWAII,	)	ORDER NO. 955
	)	
Complainant,	)	ORDER GRANTING RESPONDENTS'
	)	MOTION FOR PARTICULARIZA-
	)	TION
	)	
UNITED PUBLIC WORKERS, AFSCME,	)	
LOCAL 646, AFL-CIO and GARY	)	
RODRIGUES,	)	
	)	
Respondents.	)	
	)	

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ORDER GRANTING RESPONDENTS'  
MOTION FOR PARTICULARIZATION

On July 23, 1993, Respondents UNITED PUBLIC WORKERS, AFSCME, LOCAL 646 and GARY RODRIGUES (collectively UPW), by and through their attorney, filed a Motion for Particularization with the Hawaii Labor Relations Board (Board). Respondents allege that the instant complaint fails to provide specific references to names, dates, and event, which give rise to the complaint. Respondents' counsel indicates in his affidavit attached to the motion that there are insufficient factual allegations to support the charges and renders the complaint too vague to respond to.


After reviewing the complaint, the Board agrees with Respondents that paragraphs 6, 7, and 8 of the complaint do not contain the factual allegations underlying the charges with specific reference to the actions of the parties and corresponding dates, where available.

The Board hereby directs the Complainant to file with this Board the original and five (5) copies of the requested particularization, with proof of service upon Respondents' counsel, 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.

Respondents are directed to file with the Board the original and five (5) copies of the 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 Respondents to file answer in a timely manner may constitute an admission of the material facts alleged in the complaint and a waiver of a hearing.

DATED: Honolulu, Hawaii, July 28, 1993.

HAWAII LABOR RELATIONS BOARD

  
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BERT M. TOMASU, Chairperson

  
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SANDRA H. EBESU, Board Member

Copies sent to:

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