

STATE OF HAWAII

2020 FEB -4 AM 8: 01

HAWAII LABOR RELATIONS BOARD

HAWAII LABOR
RELATIONS BOARD

In the Matter of

CURTIS JASON WENDT-WEST,

Complainant,

and

DEPARTMENT OF EDUCATION, State
of Hawai'i; and HAWAII STATE
TEACHERS ASSOCIATION,

Respondents.

CASE NO(S). 20-CE-05-939,
20-CU-05-378

ORDER NO. 3583

ORDER GRANTING COMPLAINANT
CURTIS JASON WENDT-WEST'S
MOTION TO WITHDRAW
PROHIBITED PRACTICE
COMPLAINT AND CLOSING CASE

ORDER GRANTING COMPLAINANT CURTIS JASON WENDT-WEST'S
MOTION TO WITHDRAW PROHIBITED PRACTICE COMPLAINT AND CLOSING CASE

On January 27, 2020, the Hawai'i Labor Relations Board (Board) received an e-mail from Complainant CURTIS JASON WENDT-WEST, self-represented litigant (SRL) (Complainant) stating, among other things, "After careful consideration, I have decided to withdraw my complaint from the Hawai'i Labor Relations Board against the DOE and HSTA for engaging in Prohibited Labor Practices."

The Board liberally construes this e-mail from Complainant, an SRL, as a motion to withdraw prohibited practice complaint (Motion to Withdraw). Ryan v. Herzog, 142 Hawai'i 278, 286, 418 P.3d 619, 627 (2018).

Hawai'i Administrative Rules § 12-42-8(g)(3)(C)(iii) permits parties to file a response to a motion within five days after service of the motion papers.

The five days has elapsed without any responses from either Respondents DEPARTMENT OF EDUCATION, State of Hawai'i; or HAWAII STATE TEACHERS ASSOCIATION.

Accordingly, the Board grants the Complainant's Motion to Withdraw with prejudice. This case is closed.

DATED: Honolulu, Hawai'i, _____ February 4, 2020 _____.



HAWAII LABOR RELATIONS BOARD

MARCUS R. OSHIRO, Chair

SESNITA A.D. MOEPONO, Member

J.N. MUSTO, Member

Copies sent to:

Curtis Jason Wendt-West, Self-Representative Litigant

James E. Halvorson, Deputy Attorney General

Keani Alapa, Esq., Attorney for Hawai'i State Teachers Association