

STATE OF HAWAI'I

HAWAI'I LABOR RELATIONS BOARD

In the Matter of

HAWAII GOVERNMENT EMPLOYEES  
ASSOCIATION, AFSCME, LOCAL 152,  
AFL-CIO,

Complainant,

and

ANNE PERREIRA-EUSTAQUIO, Director,  
Department of Labor and Industrial Relations,  
State of Hawai'i<sup>i</sup>,

Respondent.

CASE NO(S). 19-CE-03-936

ORDER NO. 3686

ORDER DISMISSING THE CASE WITH  
PREJUDICE AND CLOSING THE CASE

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On November 18, 2019, Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (Complainant) filed a prohibited practice complaint (Complaint) with the Hawai'i Labor Relations Board (Board) against Respondent SCOTT T. MURAKAMI (Murakami), Director, Department of Labor and Industrial Relations (DLIR), State of Hawai'i<sup>ii</sup>.

The Board issued a Notice of Intent to Dismiss this case on October 22, 2020, which neither party responded to.

On January 21, 2021, the Board held a Status Conference in which the parties agreed to closing the case. The Board dismisses the case with prejudice. This case is closed.

DATED Honolulu, Hawai'i, January 21, 2021.



HAWAI'I LABOR RELATIONS BOARD

  
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MARCUS R. OSHIRO, Chair

  
SESNITA A.D. MOEPONO, Member

  
J.N. MUSTO, Member

Copies sent to:

James E. Halvorson, Deputy Attorney General  
Stacy Moniz, HGEA

HGEA v. PERREIRA-EUSTAQUIO  
CASE NO(S). 19-CE-03-936  
ORDER DISMISSING THE CASE WITH PREJUDICE AND CLOSING THE CASE  
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<sup>i</sup> The Hawai'i Labor Relations Board (Board) substitutes ANNE PERREIRA-EUSTAQUIO, current Director, Department of Labor and Industrial Relations (DLIR), State of Hawai'i, for Respondent SCOTT T. MURAKAMI, who Complainant HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) named as a Respondent in the initial prohibited practice complaint (Complaint) in her capacity as then-Director for DLIR. Hawai'i Rules of Civil Procedure Rule 25(d)(1) (HRCP) provides that, when a public officer is a party to an action in an official capacity and during its pendency dies, resigns, or otherwise ceases to hold office, the action does not abate and the officer's successor is automatically substituted as a party; proceedings following the substitution shall be in the name of the substituted party, but any misnomer not affecting the substantial rights of the parties shall be disregarded. The Board has applied the HRCP where its administrative rules are silent. Dep't of Public Safety, State of Hawaii v. United Public Workers, AFSCME, Local 646, AFL-CIO, Board Case No. CU-10-322, Order No, 2944, at \*2 n. 2 (2013).

<sup>ii</sup> See Note i.