

STATE OF HAWAI‘I
HAWAI‘I LABOR RELATIONS BOARD

In the Matter of

ERIN K. KUSUMOTO,

Complainant(s),

and

HAWAII GOVERNMENT EMPLOYEES
ASSOCIATION, AFSCME, LOCAL 152,
AFL-CIO; and DEPARTMENT OF
EDUCATION, State of Hawai‘i,

Respondent(s).

CASE NO(S). 20-CU-06-379
20-CE-06-940

ORDER NO. 3823

MINUTE ORDER; NOTICE OF
CONTINUED HEARINGS ON THE
MERITS

MINUTE ORDER

At the hearing on the merits (HOM) on February 4, 2022, the Hawai‘i Labor Relations Board (Board) set certain deadlines and further hearing dates. Accordingly, the Board orders:

1. Respondent DEPARTMENT OF EDUCATION, State of Hawai‘i (DOE) to file a statement with the Board regarding whether DOE intends to present a case in response to Complainant ERIN K. KUSUMOTO’s (Kusumoto or Complainant) case-in-chief against DOE, by **Tuesday, February 8, 2022 at 4:30 p.m.**;
2. DOE to file its Motion for Directed Verdict and any supporting memorandum by **Tuesday, March 22, 2022 at 4:30 p.m.**; and
3. Complainant and Respondent HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) to file any responses to the Motion for Directed Verdict by **April 4, 2022 at 4:30 p.m.**

The Board further informed the parties that no reply briefs will be accepted.

NOTICE OF CONTINUED HEARING ON THE MERITS

NOTICE IS GIVEN, per Hawai‘i Revised Statutes (HRS) §§ 377-9, 89-5(i)(3), (4), (5), and 89-14, and Hawai‘i Administrative Rules (HAR) §§ 12-42-46 and 12-42-49, that the Board will continue the HOM at the place, time, and date listed below.

The continued HOM will begin with DOE’s case in response to Complainant’s case-in-chief against DOE. After DOE rests, then the continued HOM will move on to Complainant’s case-in-chief against HGEA. After Complainant rests her case-in-chief against HGEA, then the continued HOM will move on to HGEA’s case in response to Complainant’s case-in-chief against HGEA.

All parties are expected to be prepared to proceed at the scheduled dates and times, and to have their witnesses available.

Should subpoenas be required, the parties must file applications for the subpoenas with the Board by February 22, 2022 at 4:30 p.m. to allow the Board time to process such applications.

DATE AND TIME: March 23, 2022 at 9:00 a.m.
 March 24, 2022 at 9:00 a.m.
 March 28, 2022 at 9:00 a.m.
 March 29, 2022 at 9:00 a.m.
 March 30, 2022 at 9:00 a.m.

LOCATION: Remote Zoom Hearing

Auxiliary aids and services are available upon request to the parties and representatives with disabilities. For TTY, dial 711, then ask for (808) 586-8616, the Hawai‘i Labor Relations Board, within seven (7) days prior to a Board proceeding. For any other accommodation, please call the Board at (808) 586-8616.

DATED: Honolulu, Hawai‘i, February 4, 2022.

HAWAI‘I LABOR RELATIONS BOARD
dlir.laborboard@hawaii.gov

MARCUS R. OSHIRO, Chair

J N. MUSTO, Member

MIDORI K. HIRAI, Temporary Acting Member

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KUSUMOTO v. HGEA and DOE

CASE NOS. 20-CU-06-379; 20-CE-06-940

MINUTE ORDER; NOTICE OF CONTINUED HEARING ON THE MERITS

ORDER NO.