

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of

RALPH R. FUKUMOTO,

Complainant(s),

and

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

Respondent(s).

CASE NO(S). 22-CU-14-389

ORDER NO. 3850

ORDER GRANTING COMPLAINANT'S
MOTION TO AMEND

ORDER GRANTING COMPLAINANT'S MOTION TO AMEND

After Complainant RALPH R. FUKUMOTO (Complainant or Mr. Fukumoto) filed his First Amended Complaint with the Hawai'i Labor Relations Board (Board), he informed the Board that he submitted an incorrect Form HLRB-4 with his First Amended Complaint. The correct Form HLRB-4 included claims against his Employer.

Counsel for Respondent HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME, LOCAL 152, AFL-CIO (HGEA) informed the Board that HGEA did not object to an amendment of Mr. Fukumoto's Form HLRB-4 attached to the First Amended Complaint.

Accordingly, the Board will allow Mr. Fukumoto to amend his complaint. The Board will file the Second Amended Complaint as submitted to the Board.

Because the only substantial change from the First Amended Complaint to the Second Amended Complaint is the addition of a second Respondent, the Board will apply HGEA's Answer to the First Amended Complaint, filed on May 20, 2022, and Motion to Dismiss, filed on May 24, 2022, to the Second Amended Complaint.

This means that the Board is not requiring HGEA to submit a new Answer or Motion to Dismiss, and both will be considered "live" for the purpose of the Second Amended Complaint.

All dates and deadlines set in Pretrial Order No. 3844 are cancelled and taken off the calendar. The Board will issue a new pretrial order after the Board files the Second Amended Complaint.

DATED: Honolulu, Hawai'i, May 26, 2022.

HAWAI'I LABOR RELATIONS BOARD

MARCUS R. OSHIRO, Chair

EXCUSED
SESNITA A.D. MOEPONO, Member

J N. MUSTO, Member

Copies sent to:

Ralph R. Fukumoto, SRL
Keani Alapa, Esq.