HAWAII LABOR RELATIONS BOARD

ANNUAL REPORT TO THE HONORABLE LINDA LINGLE GOVERNOR OF THE STATE OF HAWAII

2006-2007

PRESENTED BY THE HAWAII LABOR RELATIONS BOARD

EMORY J. SPRINGER, Member
SARAH R. HIRAKAMI, Member

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I. EXECUTIVE SUMMARY

The Hawaii Labor Relations Board (HLRB or Board) is a quasi-judicial agency which administers the provisions of Hawaii Revised Statutes (HRS) Chapters 89 and 377 regarding collective bargaining in public and private employment. The mission of the Board is to enforce and protect the rights of employees and unions to organize and bargain collectively in balance with the employer's rights to manage operations as provided by law and to fairly and efficiently resolve labor disputes brought before it. The Board is attached to the State Department of Labor and Industrial Relations (DLIR) for administrative purposes only.

The Board conducts hearings to decide complaints filed by public and private sector employees, employee organizations or unions, and employers alleging prohibited or unfair labor practices. These cases typically involve an employer or union's failure to bargain in good faith, an employer or union's interference with an employee's right to participate in or refrain from bargaining activities, or a union's failure to fairly represent its members in the negotiation of agreements or the pursuit of grievances. The Board also conducts union representation elections, supervises the impasse procedures in public employment, and issues declaratory rulings which clarify the applicability of governing statutes and its rules.

The Board has jurisdiction over public employers, i.e., the State of Hawaii and the counties, the Judiciary, the Department of Education, including the public charter schools, the University of Hawaii system, and the Hawaii Health Systems Corporation. In the private sector, the Board has jurisdiction over primarily agricultural employees and employers, and those who are not subject to the jurisdiction of the National Labor Relations Board.

The Board also decides contests and appeals of decisions rendered by the DLIR Director, through the Hawaii Occupational Safety and Health Division (HIOSH) under HRS Chapter 396. Its mission under HRS Chapter 396 is to ensure the right of workers to a safe and healthful work environment and encourage employer and employee efforts to reduce injuries and illnesses arising from employment. These cases typically involve employer contests of citations and penalties issued and appeals in discrimination cases involving the reporting of health and safety violations.

In the 2006-2007 fiscal year (FY 2007), a total of 47 employment cases (45 public sector, 2 private sector) and 29 HIOSH cases) were filed with the Board. The Board conducted 63 prehearing or status conferences, 43 motions hearings, and 41 days of hearings and closed 82 cases. The Board issued 9 decisions relating to collective bargaining and 86 orders, including 38 orders disposing of the cases. The Board also issued 1 Occupational Safety and Health decision and 52 orders, including 21 dispositive orders. In addition, the Board was party to 21 court proceedings and was affirmed in 95% of the Court appeals where its decisions were reviewed.

II. INTRODUCTION

Pursuant to HRS § 89-5(a), the Board presents its annual report to the Governor describing its activities for fiscal year 2007 and reflecting the status of the Board on June 30, 2007.

III. MISSION STATEMENT

The mission of the Board is to enforce and protect the rights of employees and unions to organize and bargain collectively in balance with the employer's rights to manage operations as provided by HRS Chapters 89 and 377 by fairly and efficiently resolving labor disputes brought before it. The Board is committed to promote the harmonious and cooperative relations between the parties.

In 2002, the Board also acquired jurisdiction to conduct de novo hearings on contests from citations issued by the DLIR Director through the HIOSH Division and appeals from HIOSH's findings in discrimination complaints involving retaliation for reporting safety and health violations. The Board's mission pursuant to HRS Chapter 396 is to ensure the right of workers to a safe and healthful work

environment and encourage employer and employee efforts to reduce injury and illness arising out of employment.

IV. OVERVIEW

Governing Constitutional Provisions and Statutes

Private employees in the State of Hawaii have a constitutional right to organize. Article XIII, Section 1 of the State Constitution, provides that, "Persons in private employment shall have the right to organize for the purpose of collective bargaining." The Hawaii Employment Relations Act (HERA) was enacted in 1945 and codified as HRS Chapter 377 to permit employees who are not subject to the Railway Labor Act or the National Labor Relations Act to participate in collective bargaining. The Hawaii Employment Relations Board (HERB) was created to administer the provisions of the HERA.

Similarly, in 1968, the State Constitution was amended to afford public employees in the State of Hawaii the right to organize for the purpose of collective bargaining. Article XIII, Section 2 of the State Constitution, provides that, "Persons in public employment shall have the right to organize for the purpose of collective bargaining as provided by law." In 1970, the Legislature enacted Act 171, Session Laws of Hawaii, which was subsequently codified as HRS Chapter 89, Collective Bargaining in Public Employment, to encourage joint decision-making in administering government. The Act created the Hawaii Public Employment Relations Board (HPERB) to administer the provisions of HRS Chapter 89. In 1985, the Legislature abolished the HERB and transferred its functions to the HPERB and renamed it the Hawaii Labor Relations Board, effective January 1, 1986, to administer the provisions of both HRS Chapters 89 and 377.

Thereafter, in 2002, the Legislature enacted Act 104, Session Laws of Hawaii, which empowered the Board to conduct de novo hearings in reviewing contests from citations or orders of the Director of Labor and Industrial Relations involving occupational health and safety pursuant to HRS § 396-11.[1]

Functions

The Board is an agency within the DLIR for administrative and budgetary purposes. The Board exercises quasi-judicial powers with jurisdiction over disputes pertaining to collective bargaining in the public sector arising under HRS Chapter 89 and in the private sector under HRS Chapter 377. Accordingly, the primary duties of its members are to hear and decide contested cases involving prohibited or unfair labor practice complaints and to render declaratory rulings on questions submitted. These cases typically involve an employer or union's failure to bargain in good faith, an employer or union's interference with an employee's right to participate in or refrain from bargaining activities, or a union's failure to fairly represent its members in the negotiation of agreements or the pursuit of grievances. The Board also conducts union representation elections, supervises the impasse procedures in public employment, and issues declaratory rulings to clarify the applicability of governing statutes and its rules. In addition, the Board also resolves disputes involving bargaining unit designations and determines the appropriateness of dues refunds for nonmembers.

In the public sector, the Board has jurisdiction over state and county employees, judiciary employees, public school teachers, faculty of the University of Hawaii and community college system, employees of the Hawaii Health Systems Corporation, and charter school employees.

In the private sector, the Board similarly conducts representation elections and resolves unfair labor practice complaints. The Board has jurisdiction over primarily agricultural employees and employers and those private employees and employers who are not subject to the jurisdiction of the National Labor

[1]Prior to 2002, the Labor and Industrial Appeals Board of the DLIR (LIRAB) heard contests filed under HRS § 396-11.

Relations Board. Typically, the employees are members of unions or are involved with organizing activities.

In addition, the Board decides contests and appeals of decisions rendered by the Director of Labor and Industrial Relations, State of Hawaii, through HIOSH under HRS Chapter 396. These cases are typically employer contests of citations and penalties issued and appeals in discrimination cases involving retaliation against employees for reporting safety and health violations.

Board Members

The Board is composed of three members, one of whom is representative of management, one who is representative of labor and the third member, the Chair, who represents the public. Each member is appointed by the governor and confirmed by the Senate for six-year terms. Because cumulative experience and continuity in office are essential to the proper administration of HRS Chapter 89, the two-term appointment limit in HRS § 26-34 is not applicable, and members can continue in office as long as efficiency is demonstrated. The Board is composed of the following:

BRIAN K. NAKAMURA, Chair, appointed July 1, 2000; annual salary $85, 989. Mr. Nakamura was an attorney in private practice who previously served for two years as general counsel for the Hawaii State Campaign Spending Commission and chief counsel for the Senate Judiciary Committee in 1997. From 1993 to 1996, he was the Executive Officer at the UH Hawaii Natural Energy Institute and prior to that time, served as chief of staff and legal officer in the Lieutenant Governor's Office. Mr. Nakamura also served as U.S. Senator Daniel Inouye's chief of staff and legal officer in his state office and chief of staff and legal officer in the U.S. Senate Sergeant-At-Arms Office, Washington, D.C., as well as legal counsel and legislative assistant to Senator Inouye in Washington, D.C.

Mr. Nakamura graduated from the University of Hawaii with a Bachelor of Arts degree from the College of Arts and Sciences in Political Science, a teaching certificate in secondary education from the College of Education, and a Juris Doctor degree from the William S. Richardson School of Law.

EMORY J. SPRINGER, Member, appointed July 1, 2005; annual salary $81,690. Mr. Springer graduated from Saint Joseph's High School in Hilo, Hawaii and attended the University of Hawaii – Hilo majoring in Police Science. Mr. Springer served as a police officer for the County of Hawaii for 20 years and during his career, received many letters of commendations and a certificate of merit for bravery. Mr. Springer served eight years as Chair of SHOPO's Hawaii Chapter and in that capacity, participated in representing SHOPO members in numerous grievances and at the negotiating table.

SARAH R. HIRAKAMI, Member, representative of management, appointed July 1, 2006; annual salary $81,690. Ms. Hirakami previously served as deputy legal counsel to the Board of Water Supply, City and County of Honolulu, and as a deputy attorney general in the Employment Law Division of the Department of the Attorney General, State of Hawaii. Prior to becoming an attorney, Ms. Hirakami worked as an engineer. Ms. Hirakami graduated from the University of Hawaii with a Bachelor of Science degree from the College of Engineering, and received a Juris Doctor degree from the William S. Richardson School of Law with a certificate in Environmental Law.

Board Staff

Pursuant to HRS § 89-5(a), the Board may appoint the members of its staff. The Board's secretary and legal clerk are in the civil service system and excluded from collective bargaining. Other staff members are exempt from civil service and excluded from collective bargaining. The staff is composed of the following:

Valri Lei Kunimoto, Executive Officer; annual salary $89,988. Ms. Kunimoto serves as legal counsel to the Board, represents the Board in the courts, and performs such legal and administrative duties as may be delegated by the Board Chair. Her administrative duties may include supervising the other staff members;

drafting and editing Board publications and decisions; and responding to inquiries from the public. Ms. Kunimoto has served as the Executive Officer with the Board since April 1981 under Board Chairs Mack Hamada, Bert Tomasu, and Brian Nakamura. She graduated with distinction from the University of Hawaii with a Bachelor of Arts degree in Psychology and received a Juris Doctor degree from Hastings College of the Law, University of California. Prior to working with the Board, Ms. Kunimoto served briefly as a law clerk with Chief Justice William S. Richardson, Supreme Court of Hawaii. Thereafter, she served as deputy attorney general in the administration division, advising and representing then Department of Personnel Services and other executive departments in arbitrations, administrative hearings, and litigation regarding administrative law and personnel issues.

Nora A. Ebata, Secretary IV; SR 18L. Ms. Ebata provides clerical services for the Chair and Board members. She also serves as the office manager, supervises the Board's clerical staff and is responsible for fiscal and personnel recordkeeping, including purchasing and travel for the Board. Ms. Ebata also types Board decisions, orders, notices, and other Board publications; prepares court documents; serves as a clerk in Board proceedings; and responds to public inquiries.

Sau Lan Leung, Legal Clerk; SR 14. Ms. Leung performs a variety of clerical tasks; drafts and finalizes Board decisions, orders, notices and legislative documents; prepares and files court documents, including pleadings, records on appeals, and briefs; and maintains the Board's library. Ms. Leung also responds to public inquiries and when requested, serves as an interpreter for the department.

V. DATA ON THE PUBLIC SECTOR BARGAINING UNITS

The collective bargaining law for public employees divides all State and county employees covered by Chapter 89, HRS, into 13 units based upon occupational and compensation plan groupings. These bargaining units, described in HRS § 89-6(a), are as follows:

(1) Non-supervisory employees in blue collar positions;
(2) Supervisory employees in blue collar positions;
(3) Non-supervisory employees in white collar positions;
(4) Supervisory employees in white collar positions;
(5) Teachers and other personnel of the department of education under the same pay schedule, including part-time employees working less than twenty hours a week who are equal to one-half of a full-time equivalent;
(6) Educational officers and other personnel of the department of education under the same pay schedule;
(7) Faculty of the University of Hawaii and the community college system;
(8) Personnel of the University of Hawaii and the community college system, other than faculty;
(9) Registered professional nurses;
(10) Institutional, health and correctional workers;
(11) Firefighters;
(12) Police officers; and
(13) Professional and scientific employees, who cannot be included in any of the other bargaining units.

It is customary to refer to the bargaining units by the numbers used in HRS § 89-6(a). For example, the unit consisting of firefighters is referred to as Unit 11.

Exclusive Representatives

All 13 public employee collective bargaining units have selected employee organizations to serve as their exclusive representatives. Throughout the remainder of this report, the following abbreviations will be used to refer to the respective exclusive representatives (or unions):

HFFA Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO
HGEA Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO

HSTA Hawaii State Teachers Association
SHOPO State of Hawaii Organization of Police Officers
UHPA University of Hawaii Professional Assembly (NEA-AAUP)
UPW United Public Workers, AFSCME, Local 646, AFL-CIO

Number of Employees in Units

The following table indicates, for each bargaining unit, the number of employees who are included in the unit, the union and the date that the union was initially selected and certified as the exclusive representative.

Unit	No. of Employees	Exclusive Representative	Date of Initial Certification
01	8,540[2]	UPW	10/20/71
02	818	HGEA	10/20/71
03	13,774	HGEA	04/03/72
04	861	HGEA	05/03/72
05	13,021	HSTA	05/21//71
06	796	HGEA	06/10/71
07	3,711	UHPA	11/01/74
08	1,867	HGEA	01/26/73
09	1,324	HGEA	07/10/79
10	2,802	UPW	02/11/72
11	1,863	HFFA	02/04/72
12	2,807	SHOPO	07/14/72
13	7,746	HGEA	05/03/72

VI. CASES BEFORE THE BOARD DURING FY 2007

Case Statistics

The following represents the cases filed and pending before the Board in FY 2007:

[2]These figures are from HLRB Informational Bulletin No. 45, dated April 5, 2007, which was compiled from data supplied by the public employers. These figures are current as of December 31, 2006.

Type of Case	Pending 6/30/06	Filed	Closed	Pending 6/30/07
Public Sector				
Prohibited Practice against Employer	39	15	24	30
Prohibited Practice against Union	4	9	9	4
Impasse	0	12	12	0
Declaratory Ruling	3	1	2	2
Investigation	1	0	1	0
Rule Making	0	0	0	0
Unit Clarification	1	7	8	0
Representation	1	1	0	0
Unfair Labor Practice against Employer	2	2	4	0
Unfair Labor Practice against Union	0	0	0	0
Type of Case	**Pending 6/30/06**	**Filed**	**Closed**	**Pending 6/30/07**
HIOSH Appeals 13+29+1313				
Citation	12	29	22	20
Discrimination	0	0	0	0
Total	62	76	82	56

In the 2006-2007 fiscal year (FY 2007), a total of 47 employment cases (45 public sector, 2 private sector) and 29 HIOSH cases) were filed with the Board. The Board conducted 63 prehearing or status conferences, 43 motions hearings, and 41 days of hearings and closed 82 cases. The Board issued 9 decisions relating to collective bargaining and 86 orders, including 38 orders disposing of the cases. The Board also issued 1 Occupational Safety and Health decision and 52 orders, including 21 dispositive orders. In addition, the Board was party to 21 court proceedings and was affirmed in 95% of the Court appeals where its decisions were reviewed.

One measure of the Board's efficiency is the percentage of cases disposed of within 30 days of submission. During FY 2007, the Board closed 84% of the cases within 30 days. These cases vary in complexity; some involving issues affecting one employee and others affecting the rights of a large number of employees.

Cases Closed During FY 2007

The chart in Appendix A provides information on the cases closed by the Board during FY 2007.

Cases Pending on June 30, 2007

The chart in Appendix B provides information on the cases pending before the Board on June 30, 2007.

Court Cases in FY 2007

The chart in Appendix C provides information on the cases in the courts.

VII. PUBLICATIONS

1. HLRB Decisions: The Board, working with the Industrial Relations Center (IRC), University of Hawaii, publishes the Board's decisions in loose-leaf binders for sale on a subscription basis. Thus far Volume 1, containing Decision Nos. 1 through 85 covering the years 1971-77; Volume 2, containing Decision Nos. 86 through 155 covering the years 1978-81; Volume 3, containing Decision Nos. 156 through 209 covering the years 1982-85; Volume 4, containing Decision Nos. 210 through 311 covering the years 1986-90; Volume 5, containing Decision Nos. 312 through 393 covering the years 1991-97; and Volume 6 containing Decision Nos. 394 to 456, have been issued. Copies of recent decisions are available on the Board's website at www.hawaii.gov/labor.

The Board also distributes copies of its decisions as they are rendered to the respective parties in interest, the State agencies as required by HRS § 93-3.

2. Informational Bulletin: Each year the Board issues an Informational Bulletin which provides, by employing jurisdictions, the number of public employees in each of the 13 collective bargaining units established by HRS § 89-6(a). The figures are compiled from data supplied by the public employers.

3. Website: Rules, forms, bulletins and recent decisions of the Board are posted on the DLIR website at www.hawaii.gov/labor.

VIII. CONCLUSION

In reviewing the case activity for labor relations cases for this fiscal year, the Board believes it has continued to meet its goals of fairly administering the provisions of HRS Chapters 89 and 377, credibly and objectively resolving the labor-management disputes brought before it by promoting good faith and harmony in the working relationships of the respective parties. As the Board oversees the impasse procedure for the renewal of the bargaining unit contracts, the Board notes to the credit of all parties, that all bargaining unit contracts which expired on June 30, 2007, were negotiated or arbitrated without any remarkable incident. In addition, during this past year, the Board actively encouraged the parties to mediate or settle their disputes and was successful in a number of cases in working with the parties to resolve the issues underlying their complaints. Also, pursuant to a request from the DLIR Director to assist another division to resolve its backlog of cases, the Board provided assistance to resolve a number of cases.

With respect to the HIOSH contests, the Board conducted de novo hearings on the contests of citations. The Board strives to provide a forum for the fair and efficient adjudication of safety and health contests by balancing the rights of employers while securing the safety of their workers. As evidenced by the closed cases in Appendix A, the parties were successful in settling a number of contests. The Board commends the parties for their reasonableness in resolving their disputes.

Finally, the Board expresses its appreciation to Board Chair Brian Nakamura whose term expired on June 30, 2007. Mr. Nakamura served as Chair of the Board for seven years. We wish him well after his years of service with the Board.

Respectfully submitted,

Emory J. Springer

EMORY J. SPRINGER, Member

Sarah R. Hirakami

SARAH R. HIRAKAMI, Member

Dated: August 21, 2007

Case No.	Parties	Concerns	Disposition	Date
OSH 2006-7	DLIR v. UPS-Cartage Services	Citation - $375	Order No. 197. Order Approving Stipulation and Settlement Agreement. Characterization reduced; $375.	07/31/06
CE-10-606	UPW v. Linda Lingle, Marie LaDerta, and Frank Lopez	Employer's requirement for a type 3 driver's license.	Order No. 2383. Order Granting UPW's Motion to Withdraw Complaint, filed on July 27, 2006.	08/01/06
06-4(CE)	James R. Faulkner v. HT & T Truck Center	Unfair treatment	Order No. 2386. Order Granting Complainant's Request to Withdraw Complaint.	08/15/06
CU-01-251	Esera Fonoti-Ulufale v. UPW	Breach of duty of fair representation	Order No. 2388 Granting Respondent's Motion to Dismiss Complaint.	08/15/06
OSH 2006-5	DLIR v. Five Star Roofing	Citation - $5,500	Order No. 170. Order Approving Stipulation and Settlement Agreement. $250 and Sharp program.	08/17/06
2006-2(CE)	ILWU v. Maui Pineapple Co., Ltd.; Maui Land & Pineapple Co., Inc.; Brian Nishida; Holly Ka`aikimaka; Brian Guillot; Wesley Nohara and Vance Honda	Refusal to negotiate broadbanding reorganization	Order No. 2389. Order Granting ILWU's Motion to Withdraw Unfair Labor Pracice Complaint, filed on August 15, 2006.	08/17/06
RA-03-221	County of Hawaii and HGEA	Exclusion of Personnel Assistant I	Decision No. 458. Position excluded.	09/05/06
RA-13-222	County of Hawaii and HGEA	Exclusion of Property Manager	Decision No. 459. Position excluded.	09/05/06
RA-13-223	County of Hawaii and HGEA	Exclusion of Personnel Management Assistant I	Decision No. 460. Position excluded.	09/05/06
RA-13-224	County of Hawaii and HGEA	Exclusion of Clerk II	Decision No. 461. Position excluded.	09/05/06
RA-13-225	County of Hawaii and HGEA	Exclusion of Personnel Assistant II	Decision No. 462. Position excluded.	09/05/06
OSH 2005-18	DLIR v. Akamai Homes, Inc.	Citation - $300	Decision No. 16. Affirmed.	09/05/06

Case No.	Parties	Concerns	Disposition	Date
CE-09-629	HGEA v. Linda Lingle and Iwalani White	Charge nurse differential overpayment.	Order No. 2396. Order Granting Complainant's Motion to Withdraw Prohibited Practice Complaint, Filed on August 14, 2006.	09/25/06
CU-03-252	Richard Condon v. Bob Doi and HGEA	Refusal to arbitrate	Order No. 2397. Order Granting Complainant's Motion to Dismiss Complaint, filed on Spetember 26, 2006.	09/27/06
CE-03-603	HGEA v. Mufi Hannemann, Boisse P. Correa, Kenneth B. Simmons, and HPD	911 operators	Order No. 2398. Order Granting HGEA/AFSCME's Motion to Withdraw Prohibited Practice Complinat Filed on August 5, 2005 and First Amended Prohibited Practice Complaint Filed on November 21, 2005.	10/02/06
CE-01-624a CE-10-624b	UPW v. Kenneth Nakamatsu	Refusal to provide information	Order No. 2399. Order Approving Stipulation and Order.	10/04/06
OSH 2006-8	DLIR v. Department of Transportation Airports Division, State of Hawaii	Citation - $6,000	Order No. 209. Order Approving Stipulation and Settlement Agreement issued. $3,000.	10/04/06
OSH 2006-6	DLIR v. Yamada Paint Constracting, Inc.	Citation - $2,250	Order No. 210. Order Approving Stipulation and Settlement Agreement issued. $562.50	10/04/06
CU-01-250 CE-01-626	Paula M. Moniz v. UPW and Department of Transportation	DFR and Harassment	Order No. 2400. Order Granting UPW's Motion to Dismiss, Filed on July 10, 2006 and Respondent Department of Transportation's Motion to Dismiss, Filed on July 31, 2006	10/06/06

Case No.	Parties	Concerns	Disposition	Date
CE-01-630	UPW v. City and County of Honoluu and Department of Environmental Services	Failure to implement settlement agreement.	Order No. 2402. Order Approving Amended Findings of Fact, Conclusions of Law and Order Granting Complinaants' Motion for Interlocutory Order in a Prohibited Practice Case.	10/06/06
06-1(R)	ILWU and Monsanto Company	Representation Election	Order No. 2403. Order Certifying Election Results.	10/06/06
OSH 2006-16	DLIR v. Hawaiian Style Raingutters, Inc.	Citation - $750	Order No. 216. Order Approving Stipulation and Settlement Agreement issued. $525.	10/23/06
OSH 2006-17	DLIR v. Takara Roofing	Citation - $2,000	Order No. 217. Order Approving withdrawal of contest.	10/25/06
CU-10-249	PSD v. UPW	Number of stewards violates HRS Section 89-8(c)	Order No. 2406. Order Granting UPW's Motion to Dismiss Complaint and/or for Summary Judgment.	10/25/06
CE-07-628	UHPA v. BOR	Information request	Order No. 2407. Order Granting, in Part, Respondent's Ex Parte Motion to Seal the Hearing, Documwents and Testimony on Prohibited Practice Complaint; Granting, in Part, Complainant's Motion for Summary Judgment; and Granting, in Part, Respondent's Motion to Dismiss or in the Alternative for Summary Judgment.	11/14/06
OSH 2006-23	DLIR v. The Circle Group, LLC	Citation - $875	Order No. 221. Order Approving Stipulation and Settlement Agreement issued. Change in Characterization.	11/20/06

Case No.	Parties	Concerns	Disposition	Date
OSH 2006-24	DLIR v. Chris Best	Citation - $375	Order No. 222. Order Approving Stipulation and Settlement Agreement. $187.50	11/21/06
OSH 2005-26	DLIR v. Sunstone Builders, LLC	Citation - $3,150	Order No. 224. Order Approving Stipulation and Settlement Agreement. $787.50.	12/08/06
OSH 2005-30	DLIR v. Sunstone Builders, LLC	Citation - $1,300	Order No. 225. Order Approving Stipulation and Settlement Agreement. $1,300.	12/08/06
CE-05-599	HSTA and Henrietta Auhoy-Plomer v. Halau Lokahi PCS and BOE	Grievance	Order No. 2409. Order Granting Complainants' Motion to Withdraw Complaint, Filed on December 14, 2006.	12/18/06
DR-00-92	Merit Appeals Board, State of Hawaii	Jurisdiction of appeal concerning workers compensation injury.	Decision No. 463. Board held that MAB does not have jurisdiction over appeal of employee terminated for work injury.	12/21/06
OSH 2006-27	DLIR v. Iokepa Construction, LLC	Citation	Order No. 226. Order Approving withdrawal of contest.	12/28/06
OSH 2006-22	DLIR v. Beachside Roofing, LLC	Citation - $4,875	Order No. 227. Order Approving Withdrawal of Citations.	12/28/06
OSH 2006-15	DLIR v. Global Horizons, LLC	Citation - $400	Order No. 228. Order Approving Withdrawal of Citation of May 23, 2006	1/4/2007
CE-01-631	UPW v. Lester K.C. Chang and Mufi Hanneman	Issuance of subpoena	Order No. 2411. Order Granting Complainant's Motion to Withdraw Complaint Without Prejudice, Filed on January 10, 2007.	01/12/07

Case No.	Parties	Concerns	Disposition	Date
OSH 2006-20	DLIR v. Mark's Roofing	Citation - $300	Order No. 231. Order Granting Respondent's Withdrawal of Contest, Filed on January 16, 2007.	01/17/07
CU-01-254	Kim K. Chun v. UPW	DFR	Order No. 2412. Order Granting Respondent's Motion to Dismiss, filed on January 2, 2007.	01/19/07
CU-04 253 CE-04-633	Nicolene M. Gega-Chang v. HGEA, William Chai, Peter Young, and Bureau of Conveyances	DFR and Harassment	Order No. 2414. Order Dismissing Prohibited Practice Complaint filed on November 27, 2006.	01/24/07
OSH 2006-18	DLIR v. Vector Research, Inc.	Citation - $1,500.	Order No. 233. Order Approving Stipulation and Settlement Agreement.	01/25/07
CE-05-621	HSTA v. Queen Lydia Lili`uokalani School; James Toyooka, and DOE	Assignment of librarian duties outside the bargaining unit	Order No. 2415. Order Granting Complainant's Motion to Withdraw Complaint, filed on January 25, 2007.	01/26/07
CE-01-630	UPW v. City and County of Honolulu and Department of Environmental Services	Repudiation of settlement agreement	Order No. 2416. Order Granting, in Part, and Denying, in Part, Complainant's Motion to Consolidate Motion for Interlocutory Order with Hearing of the Action on the Merits, filed on October 18, 2006.	01/30/07
CE-01-622	UPW v. Clifford Lum, Randall Y.S. Chung, Herbert S.K. Kaopua, Sr., Samuel T. Hata, Ally J. Park, Rodney K. Haraga, Laverne Higa, Board of Water Supply, and Mufi Hannemann	Repudiation of agreement	Order No. 2421. Order Approving Complainant's Motion to Approve Stipulation and Agreement Resolving Prohibited Practice Proceeding, filed on January 25, 2007.	02/01/07
CE-01-558	UPW v. Robert Watada, Wai`alae Elementary School and DOE	Motion to reopen after case deferred to arbitration	Order No. 2424. Order Denying Motion to Reopen the Record of Proceedings on Robert Watada and Wai`alae Elementary School.	02/08/07

Case No.	Parties	Concerns	Disposition	Date
CE-01-594	UPW v. Robert Watada, DOE and Patricia Hamamoto	Motion to reopen after case deferred to arbitration	Order No. 2425 denying motion to reopen.	02/08/07
CU-10-247	PSD v. UPW	Judgment in confirmation of an arbitration award	Order No. 2431. Order Granting UPW's Motion to Dismiss.	02/23/07
OSH 2006-19	DLIR v. Beachside Roofing, LLC	Citation - $12,000	Order No. 235. Order Approving Withdrawal of Citations.	02/28/07
CE-01-627	UPW v. Kenneth Nakamatsu and Mufi Hannemann	Refusal to bargain and comply with Board order; Refusal to provide information	Order No. 2432. Order Granting UPW's Motion for Summary Judgment	03/06/07
OSH 2006-21	DLIR v. Safeway, Inc.	Citation - $4,500	Order No. 237. Order Approving Stipulation and Settlement Agreement. $3,000.	03/08/07
OSH 2006-26	DLIR v. Coastal Construction Company, Inc.	Citation - $14,200	Order No. 238. Order Approving Stipulation and Settlement Agreement. $1,700.	03/15/07
I-11-111	HFFA v. Linda Lingle, Mufi Hannemann, Harry Kim, Alan Arakawa, and Bryan J. Baptiste	Impasse Case	Order No. 2433. Order Dismissing Impasse Case.	03/19/07
CE-03-586	HGEA v. Harry Kim; Patricia G. Englehard; and Larry Davis	Refusal to negotiate sick leave abuse policy	Order No. 2434. Final Order Adopting Proposed Findings of Fact, Conclusions of Law, and Order Granting Complainant's Motion for Summary Judgment.	03/19/07

Case No.	Parties	Concerns	Disposition	Date
06-5(CE)	ILWU v. Del Monte Fresh Produce (Hawaii); Edward C. Littleton; Stacie Sasagawa; Tim Ho; Dixon Suzuki; and Del Monte Fresh Produce Company	Refusal to bargain in good faith in effects bargaining over closure; interference; discrimination	Decision No. 464. Board found employer refused to bargain in good faith.	03/21/07
OSH 2006-25	DLIR v. Stewart Builders, LLC	Citation - $6,000	Order No. 240. Order Approving Stipulation and Settlement Agreement. $2,000; Repeat changed to Serious.	03/20/07
07-1(CE)	Michael T. Doyle v. Hawaiian Cement	Discrimination and hostile work environment	Order No. 2440. Order Granting Respondent's Motion to Dismiss Complaint or for Summary Judgment.	04/03/07
OSH 2007-7	DLIR v. Tory's Roofing & Waterproofing, Inc.	Citation - $1,575	Order No. 242 approving Stipulation to Withdraw Citation and Notification of Penalty Issued on January 24, 2007	04/19/07
RA-13-226	County of Hawaii	Exclusion of Business Manager	Decision No. 465. Position excluded.	04/26/07
RA-13-227	County of Hawaii	Exclusion of Civil Defense Administrative Officer	Decision No. 466. Position excluded.	04/26/07
I-02-114a I-04-114b I-06-114c I-08-114d I-13-114e	HGEA v. Linda Lingle; Mufi Hannemann; Harry Kim; Alan Arakawa; Bryan J. Baptiste; Ronald T.Y. Mon; Hawaii Health Systems Corporation Board; Board of Regents; and Board of Education	Impasse Case	Order No. 2445. Order Dismissing Impasse Case.	05/08/07

Case No.	Parties	Concerns	Disposition	Date
I-03-112	HGEA v. Linda Lingle; Mufi Hannemann; Harry Kim; Alan Arakawa; Bryan J. Baptiste; Ronald T.Y. Mon; Hawaii Health Systems Corporation Board; Board of Regents; and Board of Education	Impasse Case	Order No. 2446. Order Dismissing Impasse Case.	05/08/07
I-10-117	UPW v. Linda Lingle; Mufi Hannemann; Ronald T.Y. Moon; Hawaii Health Systems Corporation Board; Board of Regents; and Board of Education	Impasse Case	Order No. 2447. Order Dismissing Impasse Case.	05/08/07
CE-01-636a CE-10-636b	UPW v. Kenneth Nakamatsu	Failure to provide information	Order No. 2448. Order Granting Complainant's Motion for Summary Judgment.	05/08/07
OSH 2006-9	DLIR v. Global Horizons, Inc.	Citation	Order No. 244 approving withdrawal of Citation of May 23, 2006	05/08/07
I-01-115	UPW v. Linda Lingle; Mufi Hannemann; Harry Kim; Charmaine Tavares; Bryan J. Baptiste; Ronald T.Y. Moon; Hawaii Health Systems Corporation Board; Board of Regents; and Board of Education	Impasse Case	Order No. 2449. Order Dismissing Impasse Case.	05/11/07
I-05-116	HSTA v. Linda Lingle and BOE	Impasse Case	Order No. 2450. Order Dismissing Impasse Case.	05/18/07

Case No.	Parties	Concerns	Disposition	Date
I-09-113	HGEA v. Linda Lingle; Mufi Hannemann; Harry Kim; Alan Arakawa; Bryan J. Baptiste; Ronald T.Y. Moon; Hawaii Health Systems Corporation Board; Board of Regents; and Board of Education	Impasse Case	Order No. 2451. Order Dismissing Impasse Case.	05/18/07
CU-03-257	Richard Condon v. Bob Doi; Waylen Toma; and HGEA	DFR	Order No. 2452. Order Granting Complainant's Motion to Withdraw Complaint.	05/30/07
I-12-118	SHOPO v. Linda Lingle; Mufi Hannemann; Harry Kim; Charmaine Tavares; and Bryan J. Baptiste	Impasse Case	Order No. 2453. Order Dismissing Impasse Case.	06/06/07
CU-01-255	Steven Rodrigues v. Dayton M. Nakanelua; Petrocelli Kesi, and Charles K.Y. Khim	DFR	Order No. 2454 Granting Complainant's Motion to Withdraw Complaint, with Prejudice	06/08/07
RA-11-228	County of Hawaii	Exclusion of Battalion Chief	Decision No. 467. Position excluded.	06/07/07
CE-02-569a CE-03-569b CE-04-569c CE-09-569d CE-13-569e	HGEA v. Linda Lingle; Kathleen N.A. Watanabe; and Department of Human Services	Failure to bargain over exempt service policy	Decision No. 468. Dismissed.	06/13/07

Case No.	Parties	Concerns	Disposition	Date
INV-01-02 INV-02-02 INV-03-02 INV-04-02 INV-05-02 INV-06-02 INV-07-02 INV-08-02 INV-09-02 INV-10-02 INV-11-02 INV-12-02 INV-13-02	Benjamin J. Cayetano; Jeremy Harris; Harry Kim; James Apana; Maryanne Kusaka; Ronald T.Y. Moon; Board of Education; Board of Regents; and HHSC and UPW; HGEA; HSTA; UHPA; HFFA and SHOPO	Investigation of bargaining exclusions	Order No. 2455. Order Approving Stipulations and Closing Investigation.	06/13/07
CE-03-602	HGEA v. Linda Lingle and Frank Lopez	Failure to provide information	Order No. 2456. Order Granting Motion to Withdraw Complaint, filed on June 20, 2007.	06/20/07
CE-01-539	UPW v. Patricia Hamamoto and Connections	Termination of janitor	Order No. 2457. Final Order Adopting Proposed Order and Granting Complainant's Motion for Summary Judgment.	06/29/07
CE-10-595	UPW v. Richard Bissen and Linda Lingle	Failure to provide information	Order No. 2458. Order Granting Complainant's Motion for Summary Judgment.	06/29/07
CE-01-532	UPW v. William Takaba; Patricia Englehard; and Harry Kim	Repudiation of arbitration award	Decision No. 469. Board found employer violated HRS §§ 89-13(a)(7) and (8).	06/29/07

Case No.	Parties	Concerns	Disposition	Date
DR-01-93a DR-10-93b	UPW v. Linda Lingle; HGEA; Mufi Hannemann; UHPA; and County of Hawaii	Subpoenas for union materials	Decisio No. 470 - Board held public employer efforts to obtain certain union records have a tendency to interfere with, restrain or coerce employees' exercise of rights and may constitute a prohibited practice.	06/29/07
CE-01-634	UPW v. Clifford Lum, Randall Y.S. Chung, Herbert S.K. Kaopua, Sr., Samuel T. Hata, Ally J. Park, Rodney K. Haraga, Laverne Higa, Board of Water Supply, and Mufi Hannemann	Failure to negotiate CMMS	Decision No. 471 - Board found failure to bargain in good faith and violation of contract.	06/29/07

Case No.	Parties	Concerns	Status
CE-03-357a CE-10-357b CE-13-357c	UPW, et al. v. Benjamin J. Cayetano, et al.	Privatization of Hale Hauoli, Kauai	Pending decision.
CE-01-378a CE-03-378b CE-10-378c CE-13-378d	UPW, et al. v. Benjamin J. Cayetano, et al.	Privatization of Hale Hauoli	Taken under advisement.
DR-01-68a DR-02-68b CU-01-137a CU-02-137b (Remanded)	Benjamin J. Cayetano and HGEA, et al.	Arbitration award involving temporary assignment out of the bargaining unit	Parties ordered to negotiate.
CE-01-537a CE-02-537b CE-03-537c CE-04-537d CE-06-537e	UPW and HGEA v. Kathleen Watanabe and Linda Lingle	Charter School employees	Pending decision.
DR-01-89a DR-10-89b	UPW and HGEA, Maui County, DHRD, Hawaii County, and Keller	Bargaining over Act 253 policies and procedures	Pending.
CE-01-545a CE-10-545b	UPW v. Kathleen Watanbe and Linda Lingle	Refusal to bargain over rules	Pending.
CE-01-546a CE-03-546b CE-04-546c CE-09-546d CE-13-546e	HGEA v. Kathleen Watanabe and Linda Lingle	Failure to negotiate policies	Pending.

Case No.	Parties	Concerns	Status
CE-01-550	UPW v. Robert Watada, Patricia Hamamoto, Board of Education and Waialae Elementary School Board	Closing of cafeteria	Pending.
CE-01-552a CE-10-552b	UPW v. Kathleen Watanbe and Linda Lingle	Discontinuation of prior practices	Pending.
CE-02-553a CE-03-553b CE-04-553c CE-09-553d CE-13-553e	HGEA v. Linda Lingle and Kathleen Watanabe	Discontinuation of prior practices	Consolidated with CE-01-552, et seq.
CE-03-563	HGEA v. Alan Arakawa	Failure to provide information	Pending order.
CE-01-565a CE-02-565b CE-03-565c CE-04-565d	UPW and HGEA v. Patricia Hamamoto and BOE	Charter School employees	Pending order.
CE-01-576	UPW v. Larry J. Leopardi, Frank Doyle, and Jeremy Harris	Failure to negotiate and provide information	Pending order.
CE-08-578	HGEA v. David McClain, BOR and Linda Lingle	RCUH work	Pending hearing on motion to dismiss.
CE-01-581	UPW v. Frank Doyle and Jeremy Harris	Request for Information	Pending order.
CE-10-590	UPW v. Richard Bissen and Linda Lingle	Information request - 18 grievances	Pending resolution.
CE-01-591	UPW v. Richard Bissen and Linda Lingle	Information request	Pending resolution.
CE-01-605a CE-10-605b	UPW v. Marie Laderta and Valerie Pacheco	Settlement agreements in workers compensation cases	Pending decision.
CE-05-607	HSTA v. Mary Ann Bode and Daniel Hamada	Discrimination	Hearing continued.

Case No.	Parties	Concerns	Status
CE-01-609	UPW v. Hawaii Health Systems Corporation - Hilo Medical Center	Failure to provide information	Pending decision.
CE-01-611	UPW v. Department of Environmental Services, Ray Mumford, and Wayne Harada	Retaliation for filing grievance	Pending settlement.
CE-01-615	UPW v. C&C of Honolulu	Surveillance of shop steward	Pending settlement.
CE-01-616	UPW v. C&C of Honolulu	Shop steward selection	Pending settlement.
CE-01-617	UPW v. C&C of Honolulu	Discrimination against Delapena	Pending settlement.
CU-10-248	PSD v. UPW	Improper Citation of Settlement Agreement	Defer to Court's ruling in related court case.
CE-01-618	UPW v. C&C of Honolulu	Written reprimand - retaliation	Pending settlement.
CE-12-625	SHOPO v. Mayor Hanneman, Boisse Correa and C&C	Assignment of officers to Internal Affairs	Pending mediation.
OSH 2006-10	DLIR v. Global Horizons	Citation - Animal waste - $1,100	Pending decision.
OSH 2006-11	DLIR v. Global Horizons	Citation - Broken screen doors and no first aid person - $160	Pending decision..
OSH 2006-12	DLIR v. Global Horizons	Citation - Electrical hazards - $3,250	Pending decision.
OSH 2006-13	DLIR v. Global Horizons	Citation - Overcrowding and inadequate toilets - $2,250	Pending decision.
OSH 2006-14	DLIR v. Global Horizons	Citation - Overcrowding and broken window - $2,275	Pending decision.
CE-02-632a CE-03-632b CE-04-632c CE-09-632d CE-13-632e	HGEA v. Linda Lingle, Chiyome Fukino and Mark Fridovich	Failure to negotiate/consult of smoke free Hawaii State Hospital	Pending decision.
OSH 2007-1	DLIR v. Tesoro Hawaii Corporation	Citation - $1,500	Trial scheduled.
OSH 2007-2	DLIR v. Master Sheet Metal, Inc.	Citation	Trial scheduled.

Case No.	Parties	Concerns	Status
OSH 2007-3	DLIR v. Keehi Transfer Station, Department of Environmental Services, and City and County of Honolulu	Citation - $4,125	Pending filing of dispositive motions.
CE-03-635a CE-04-635b	HGEA v. Linda Lingle and Iwalani D. White	Failure to negotiate/consult over relocation of Sheriff's desks	Pending decision.
OSH 2007-4	DLIR v. Kasan Construction Corp.	Citation - $1,500	Trial continued.
OSH 2007-5	DLIR v. DOT, Highways, Maui	Citation - $12, 025	Trial scheduled.
OSH 2007-6	DLIR v. International Roofing & Building Construction, Inc.	Citation	Trial scheduled.
OSH 2007-8	DLIR v. AJ Construction, Inc.	Citation - $5,000	Pending settlement.
OSH 2007-9	DLIR v. A-1 Master Roofing, Inc.	Citation - $9,000	Trial scheduled.
OSH 2007-10	DLIR v. Global Horizons, Inc.	Citation - $1,500	Trial scheduled.
CE-05-637	HSTA v. Department of Education	Student medication	Pending hearing on motions.
CE-05-638	Susan K. Anderson v. Ann Paulino and DOE	Retaliation	Hearing on dispositive motion to be scheduled.
CU-10-256	Debra Pimentel v. UPW	DFR	Hearing scheduled on dispositive motion..
OSH 2007-11	DLIR v. Brelle West Construction & Restoration, Inc.	Citation - $3,750	Trial scheduled.
CE-01-639a CE-03-639b CE-04-639c CE-09-639d CE-13-639e	HGEA v. Linda Lingle, Chiyome Fukino and Mark Fridovich	Failure to bargain over no smoking policy	Motion to dismiss pending.
OSH 2007-13	DLIR v. Aloha Roofing, Inc.	Citation - $15,000	Initial conference scheduled.
CU-01-258	Richard T. Bilan v. UPW	DFR	Motion to dismiss pending.
OSH 2007-14	DLIR v. Kauai Nursery and Landscaping, Inc.	Citation - $3,500	Initial conference scheduled.

Case No.	Parties	Concerns	Status
OSH 2007-15	DLIR v. Oahu Air Conditioning Service, Inc.	Citation - $875	Initial conference scheduled.
CE-02-640a CE-03-640b CE-04-640c CE-13-640d	HGEA v. Bryan J. Baptiste	Failure to send cost items to Council	Pending answer.
OSH 2007-16	DLIR v. AJ Construction, Inc.	Citation - $11,000	Initial conference scheduled.
OSH 2007-17	DLIR v. Frank Coluccio Construction Co.	Citation - $875	Initial conference scheduled.

Case No.	Parties	Concerns	Status
No. 26568 Civil No. 03-1-0546-03 Case No. CE-01-500 consolidated with Civ. No. 03-1-0552-03	UPW v. Frank Doyle, et al. and HLRB, et al.	UPW filed appeal from Dec. No. 440 dismissing prohibited practice complaint alleging repudiation of agreement to expand refuse services.	First Circuit Court reversed and modified decision, in part. Judgment and Notice of Judgment on Appeal filed on 9/18/03. UPW filed Motion for Show Cause Order and for Contempt in the First Circuit Court. First Circuit Court denied UPW's motion and UPW appealed to the Supreme Court. Case referred to mediation and then back to the calendar. Supreme Court dismissed as moot in Summary Disposition Order. (5/18/07.)
Civil No. 03-1-1797-09 Case No. CE-01-515	Glenn Okimoto, et al. v. UPW and HLRB.	Okimoto, et al. filed appeal from Dec. No. 443 finding Respondents guilty of prohibited practices.	First Circuit Court remanded case to the Board for further findings on 3/19/04. Board rendered further findings on 6/30/06. State filed appeal - Court issued Order Affirming Hawaii Labor Relations Board's Decision Nos. 443 and 443A on 3/1/07; Judgment entered on 3/5/07. State filed notice of appeal to Intermediate Court of Appeals (ICA) on 3/8/07. Order Approving Notice of Withdrawal and Dismissing Appeal issued on 6/25/07.
No. 27477 Civil No. 04-1-0393-03 OSAB 2002-35	Craig Gomes v. HLRB, Hawaii Electric Company, and DLIR	Gomes filed an appeal from Order No. 87 dismissing his appeal.	First Circuit Court affirmed Order No. 87. 6/21/05. Gomes appealed to the Supreme Court. Assigned to the ICA. Pending decision.

Case No.	Parties	Concerns	Status
No. 27265 Civil No. 04-1-0765-04 Case No. 03-3(CE)	Del Monte v. HLRB and ILWU	Del Monte filed an appeal from Dec. No. 447 finding Respondents guilty of prohibited practices.	First Circuit Court affirmed Dec. No. 447. Employer appealed to the Supreme Court. S. Ct. affirmed in part and reversed in part. Judgment and Notice of Judgment entered on 12/8/06. Order Granting Request for Costs issued on 1/12/07.
No. 27304 Civil No. 04-1-1844-10 Civil No. 04-1-1847-10 Case No. OSH 2003-3	Si-Nor, Inc. v. DLIR and HLRB; DLIR v. Si-Nor, Inc.	DLIR and the employer appealed Dec. No. 8.	First Circuit Court dismissed the appeals for lack of jurisdiction and entered judgment for the DLIR. Judgment and Notice of Judgment filed on 4/20/05. Si-Nor appealed to the Supreme Court. Assigned to the ICA. Pending decision.
No. 27497 Civil No. 04-1-2194 Case No. OSH 2003-4	DLIR v. Si-Nor, Inc., Charles Ke-a, and HLRB	DLIR appealed Dec. No. 9.	First Circuit Court reversed Dec. No. 9. Si-Nor filed appeal to the Supreme Court. Assigned to ICA. Pending decision.
No. 27788 Civil No. 05-1-1281-07 Case Nos.: CE-02-559, et seq.	Linda Lingle v. HGEA and HLRB	Lingle appealed Order No. 2343 finding a prohibited practice when the Governor repudiated arbitrated pay raises for HGEA members	First Circuit Court reversed Order No. 2343 finding the case moot. 2/23/06. HGEA filed appeal to the ICA. Pending decision.
No. 27930 Civil No. 05-1-1700 Case Nos.: CU-02-236a, CU-03-236b	Morris E. Apana and Thomas J. Lenchanko v. HGEA, et al.	Apana and Lenchanko filed a notice of appeal from Order No. 2345 dismissing his dfr charges against HGEA in the handling of their grievances.	First Circuit Court affirmed Order No. 2345 (Judgment filed 4/13/06). Lenchanko filed appeal to Supreme Court. Assigned to ICA. Pending decision.
No. 27800 Civil No. 05-1-1373 Case No. CE-03-579	HGEA v. Amador Casupang, et al. and HLRB	HGEA filed an appeal from Dec. No. 453 dismissing prohibited practice charges stemming from political materials on union bulletin boards.	First Circuit Court affirmed Dec. No. 453. HGEA filed notice of appeal to the Supreme Court on 3/3/06. Pending decision.
No. 27962 Civil No. 05-1-1388, consolidated with Civil No. 05-1-1391 Case No. CE-01-538	UPW v. City and County of Honolulu, et al., and HLRB	UPW and City filed appeals from Dec. No. 452; cases consolidated.	First Circuit Court affirmed Dec. No. 452. 6/1/06. UPW and City filed appeals to the ICA. Pending decision.

Case No.	Parties	Concerns	Status
Civ. No. 06-1-0474-03 Case No. CU-03-214	Lewis W. Poe v. HLRB, and HGEA	Poe filed an appeal from Order No. 2362, where Board refused to reopen proceedings finding HGEA guilty of breach of DFR where the matter was taken to arbitration and dismissed.	First Circuit Court affirmed Order No. 2362. 4/13/07.
28424 Civ. No. 06-1-0485-03 OSH 2003-17	Si-Nor, Inc. v. DLIR	Si-Nor filed appeal from Dec. No. 11, affirming Citation for wilful violation of HIOSH standards.	First Circuit Court affirmed Dec. No. 11, on 1/30/07. Final Judgment and Notice of Entry of Judgment filed on 1/30/07. Si-Nor filed appeal to ICA. Pending briefing.
Civ. No. 06-1-0708-04 OSH 2003-8, et seq.	Samuel Keliinoi v. Si-Nor, et al.	DLIR filed appeal from Decision No. 12 for Samuel and Sheldon Keliinoi, Geno Akui and Leigh Westbrook	First Circuit Court affirmed Dec. No. 12. 5/10/07.
Civ. 06-1-1230-07 Case No. CU-10-244	PSD and UPW and HLRB	PSD filed appeal from Order No. 2378 dismissing PSD's complaint.	First Circuit Court affirmed Order No. 2378. 11/6/06.
28346 Civ. No. 06-1-1316-07 Case No. CE-10-620	UPW and James Propotnick, et al.	UPW filed an appeal from Order No. 2381 dismissing its complaint as untimely.	First Circuit Court affirmed Order No. 1281; Amended Judgment filed on 1/19/07. UPW filed appeal to ICA. Pending decision.
Civ. 00-1-2134-07	Benjamin Cayetano v. HGEA, et al.	UPW filed motion to remand petitions and for instructions on 1/26/07.	First Circuit Court issued Order Denying Intervenor-Appellee UPW's Motion to Remand Petitions For Declaratory Ruling and for Instructions Regarding Further Agency Proceedings filed January 26, 2007 on 3/15/07.
Civ. No. 07-1-0456-03 Case No. CE-01-558	UPW and Robert Watada, et al.	UPW filed an appeal from Order No. 2424 denying its motion to reopen the case.	First Circuit Court consolidated appeal with Civil No. 07-1-0457-03. Pending oral argument.
Civ. No. 07-1-0457-03 Case No. CE-01-594	UPW v. Robert Watada, et al.	UPW filed an appeal from Order No. 2425 denying its motion to reopen the case.	Consolidated with Civil No. 07-1-0456-03.
Civ. 07-1-0529-03 Case No. CE-01-627	UPW v. Kenneth Nakamatsu	UPW filed an appeal from Order No. 2432 granting motion for summary judgment.	Consolidated with Civil No. 03-1-0612-04. Pending briefing.

Case No.	Parties	Concerns	Status
Civ. 07-1-0708-04 Case No. 06-5(CE)	Del Monte Fresh Produce (Hawaii), Inc.; Edward C. Littleton; Stacie Sasagawa; Tim Ho; Dixon Suzuki; and Del Monte Fresh Produce Company v. ILWU and HLRB	Del Monte filed an appeal from Dec. No. 464 finding Respondents guilty of prohibited practices.	Pending briefing.
Civil No. 03-1-0612-04 Case No. CE-01-627	UPW v. Kenneth Nakamatsu, Mufi Hannemann, and HLRB	City filed appeal from Order No. 2432 finding Respondents guilty of prohibited practices in refusing to provide information to union.	Consolidated with Civil No. 07-1-0529-03. Pending briefing.