

NO. 26347

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Arbitration Between
UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO,
Petitioner/Union-Appellee

vs.

CITY AND COUNTY OF HONOLULU, DEPARTMENT OF ENVIRONMENTAL
SERVICES, COLLECTIONS SYSTEM,
Respondent/Employer-Appellant
(S.P. NO. 03-1-0401)

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STATE OF HAWAII

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FILED

In the Matter of the Arbitration Between
UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO,
Petitioner/Union-Appellee

vs.

CITY AND COUNTY OF HONOLULU, DEPARTMENT OF ENVIRONMENTAL
SERVICES, COLLECTIONS SYSTEM (Grievance of A_P_re: submittal to
alcohol breathalyzer test; Section 11 and 63; CZ-02-25; 2002-42),
Respondents/Appellants
(S.P. NO. 03-1-0400)

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(S.P. NOS. 03-1-0401 and 03-1-0400)

ORDER DISMISSING CERTIORARI PROCEEDING

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy JJ.)

Upon further consideration of the application for writ
of certiorari, the papers in support and in response, and the
records and files in this case, it appears that the writ of
certiorari was improvidently accepted. Therefore,

IT IS HEREBY ORDERED that this certiorari proceeding is dismissed.

DATED: Honolulu, Hawai'i, October 26, 2007.

Herbert R. Takahashi
and Rebecca L. Covert
for petitioner/union-
appellee on the application

John S. Mukai,
Deputy Corporation Counsel,
for respondent/employer-
appellant on the response



Steven H. Leinson

Fumio A. Takayama



Kama E. Duffly Jr.