

Electronically Filed  
Intermediate Court of Appeals  
CAAP-15-0000420  
23-NOV-2016  
09:34 AM

NO. CAAP-15-0000420

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

CIVIL NO. 03-1-0546-03

IN THE MATTER OF  
UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO,  
Complainant-Appellant-Appellant,

vs.

TIMOTHY A. HOUGHTON, DEPUTY DIRECTOR, DEPARTMENT OF  
ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU;  
LORI M.K. KAHIKINA, DIRECTOR, DEPARTMENT OF  
ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU;  
CAROLEE C. KUBO, DIRECTOR, DEPARTMENT OF HUMAN RESOURCES,  
CITY AND COUNTY OF HONOLULU; AND KIRK CALDWELL, MAYOR,  
CITY AND COUNTY OF HONOLULU,  
Respondents-Appellees-Appellees,

and

HAWAII LABOR RELATIONS BOARD, JAMES B. NICHOLSON, CHAIRPERSON;  
ROCK B. LEY, BOARD MEMBER; AND SESNITA A.D. MOEPONO,  
BOARD MEMBER,  
Agency-Appellees-Appellees.

CIVIL NO. 03-1-0552-03

IN THE MATTER OF  
UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO,  
Complainant-Appellee-Appellant,

vs.

TIMOTHY A. HOUGHTON, DEPUTY DIRECTOR, DEPARTMENT OF  
ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU;  
LORI M.K. KAHIKINA, DIRECTOR, DEPARTMENT OF  
ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU;  
CAROLEE C. KUBO, DIRECTOR, DEPARTMENT OF HUMAN RESOURCES,  
CITY AND COUNTY OF HONOLULU; AND KIRK CALDWELL, MAYOR,  
CITY AND COUNTY OF HONOLULU,  
Respondents-Appellants-Appellees,

and

HAWAII LABOR RELATIONS BOARD, JAMES B. NICHOLSON, CHAIRPERSON;  
ROCK B. LEY, BOARD MEMBER; AND SESNITA A.D. MOEPOHO,  
BOARD MEMBER,  
Agency-Appellees-Appellees.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT

ORDER OF CORRECTION

(By: Nakamura, Chief Judge, for the court<sup>1/</sup>)

The Opinion of the court, filed on September 15, 2016,  
is hereby corrected as follows:

1. On page 7, in the third line from the bottom of  
the page, the word "of" should be inserted between "purposes" and  
"HRS" so that as corrected, the text reads: ". . . for purposes  
of HRS § 657-5 . . . ."

2. On page 9, in the seventh line, the word  
"limitation" should be replaced with "limitations" so that as  
corrected, the text reads: ". . . statute of limitations  
. . . ."

---

<sup>1/</sup> Nakamura, Chief Judge, and Leonard, J., with Foley, J., dissenting.

**FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER**

3. On page 13, in the twelfth line of footnote 8, the word "limitation" should be replaced with "limitations" and the "\$" symbol should be inserted between "HRS" and "657-5" so that as corrected the text reads: ". . . statutes of limitations in construing HRS § 657-5 . . . ."

The clerk of the court is directed to take all necessary steps to notify the publishing agencies of these changes.

DATED: Honolulu, Hawai'i, November 23, 2016.

FOR THE COURT:

*Craig H. Nakamura*

Chief Judge