

FILED

NOT FOR PUBLICATION

JUN 17 2016

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED PUBLIC WORKERS,
AMERICAN FEDERATION OF STATE,
COUNTY, MUNICIPAL EMPLOYEES,
LOCAL 646, AFL-CIO,

Plaintiff - Appellant,

v.

DAVID Y. IGE, in his capacity as
Governor of the State of Hawaii,

Defendant - Appellee.

No. 16-15219

DC No. 1:15 cv-0303 HG
D Hawaii

ORDER

Before: TASHIMA, SILVERMAN, and GRABER, Circuit Judges.

Pursuant to the Parties' Joint Status Report, and Governor Ige's Unopposed Motion to Narrow the Injunction premised on the Parties' Joint Status Report, and good cause appearing,

IT IS ORDERED:

1. The injunction pending appeal, issued May 17, 2016, as modified by the order issued June 2, 2016, is hereby dissolved and replaced by the narrowed injunction pending appeal set forth in Paragraph 2, immediately below.

2. Defendant-Appellee David Y. Ige (“Governor”) and all persons acting in concert with the Governor are enjoined from unilaterally changing the public employment status, or the rights and benefits of UPW’s bargaining unit members affected by 2015 Hawaii Session Law Act 103, or from closing the transaction authorized by 2015 Hawaii Session Law Act 103. This injunction pending appeal is issued pursuant to Fed. R. App. P. 8 and Fed. R. Civ. P. 62(g), and shall remain in effect only until September 30, 2016, unless sooner terminated by the court.

3. On or before June 30, 2016, the parties shall file their Second Joint Status Report setting forth any change in and the current status of the case. Further review and consideration of the Governor’s emergency motion are deferred pending the filing of the parties’ Second Joint Status Report.