



EMPLOYMENT TRIBUNALS

Claimant: Ms D Nyanganyi

Respondent: MG Trading Castlefield Limited

JUDGMENT ON RECONSIDERATION

In exercise of the power conferred upon me by Rule 72(1) of the Rules of Procedure set out in Schedule 1 to The Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 I refuse the application for a reconsideration by the claimant contained in her e-mails dated 28 April 2017 and 6 May 201 because the application has no reasonable prospect of success.

REASONS

1. The claimant now provides a different reason for her failure to provide a witness statement on the morning of the 10 March 2017. The claimant provides no copy of the witness statement said to have been prepared, no evidence of it being on a USB memory stick, no explanation of why she did not give this explanation at the hearing. The claimant has still not provided a copy of her witness statement, continues to provide inconsistent and unsatisfactory reasons for her failure to do so.
2. The claimant provides no satisfactory explanation for her unreasonable conduct at the hearing.
3. The claimant has not provided any assurance that such conduct would not continue, should her application be successful.
4. The claimant continues to make allegations of bias against me. She repeats her assertions that I was wrong in failing to recuse myself. No new evidence has been raised to support her allegations.
5. The claimant has raised no new matters which suggest that a fair hearing is possible.

6. In all the circumstances I cannot find that the interests of justice require such a reconsideration.

Employment Judge Porter

Date: 17 May 2017

JUDGMENT SENT TO THE PARTIES ON

19 May 2017

FOR THE TRIBUNAL OFFICE