



EMPLOYMENT TRIBUNALS

Claimant: Ms H D Krupa

Respondents: 1. B & M Retail Ltd
2. Dave Garrett, Finance Director
3. David Lambert Finance Director
4. Protemps Recruitment Solutions Limited

HELD AT: Liverpool **ON:** 5 June 2017

BEFORE: Employment Judge Robinson
Dr L Roberts
Mr J Murdie

REPRESENTATION:

Claimant: In person
Monica Kondej, interpreter
Respondents: Mr I Steele, Solicitor

JUDGMENT

The judgment of the Tribunal is that the matter of remedy is adjourned to **25 September 2017** at **Liverpool Employment Tribunal, 3rd Floor, Civil & Family Court Centre, 35 Vernon Street, Liverpool, L2 2BX** for one day starting at **10.00am**.

DIRECTIONS

In view of the fact that this matter was not ready for remedy to be dealt with, and there was information that Mr Steele required in order to properly deal with the claimant's claim and also to do justice to his clients without compromising the position, and on the basis that Ms Krupa did not have all the information that was needed for a fair remedy hearing to take place, we made the following directions:

1. The claimant should serve upon the respondents' solicitors the following documentation no later than 26 June 2017 –

- 1.1 A statement which must be paragraphed and paginated with each paragraph numbered, setting out why she has not worked regularly from 14 December 2015, why she gave up her job in February and March of

2016 with Protemps, what benefit or benefits she has been on since 2015 to the present day, what medical ailment she suffers from that stops her from working, what retraining she is doing and why she is changing her career path, and giving full details of her general financial circumstances from 14 December 2015 to the present date. She should also give full reasons as to what efforts she has made to find other work in the meantime whilst retraining.

- 1.2 The claimant should also send copies of all documents upon which she wishes to rely at the remedy hearing, including (but not limited to) the wage slips received since December 2015, all letters from the Benefits Agency in relation to benefits either received or refused, copies of all job applications that she has made from December 2015 to the present, details of agencies she has registered with, copies of any information about her retraining and copies of medical records which are pertinent to the lack of a job .
 - 1.3 The claimant should also provide an updated Schedule of Loss in the same format as the previous Schedule of Loss setting out what she thinks her claim is worth now and why she thinks she is deserving of injury to feelings compensation, and at what level any compensation for injury to feelings should be.
 - 1.4 The claimant will receive from the respondents' solicitors an authority to the Benefits Agency to allow the respondents to obtain details of her claims for benefits, and she should return that to the respondents' solicitors by no later than 26 June 2017.
 - 1.5 Any medical records which the claimant wishes to rely on must also be sent to the respondents.
2. The respondents should serve upon the claimant if so advised a counter Schedule of Loss by no later than 10 July 2017.
 3. The respondents' solicitor should prepare a bundle for the remedy hearing on 25 September 2017, and serve one copy of that bundle upon the claimant by no later than 8 September 2017. PLEASE NOTE THE CHANGE IN DATE OF THE HEARING.
 4. No further order or direction should be made.

06-06-17

Employment Judge Robinson

JUDGMENT AND DIRECTIONS SENT TO THE PARTIES ON

13 June 2017

FOR THE TRIBUNAL OFFICE

(1) Any person who without reasonable excuse fails to comply with an Order to which section 7(4) of the Employment Tribunals Act 1996 applies shall be liable on summary conviction to a fine of £1,000.00.

(2) Under rule 6, if this Order is not complied with, the Tribunal may take such action as it considers just which may include (a) waiving or varying the requirement; (b) striking out the claim or the response, in whole or in part, in accordance with rule 37; (c) barring or restricting a party's participation in the proceedings; and/or (d) awarding costs in accordance with rule 74-84.

(3) You may apply under rule 29 for this Order to be varied, suspended or set aside.