



EMPLOYMENT TRIBUNALS

Claimant: Mr R Pechacek

Respondent: Atom Fabs Ltd

Heard at: Southampton **On:** 16 June 2017

Before: Employment Judge M S Emerton

Representation

Claimant: Self represented

Respondent: Miss J Gould (Solicitor)

JUDGMENT AT PRELIMINARY HEARING

The judgment of the tribunal is as follows:

1. The following allegations in the claimant's claim of direct race discrimination are struck out under rule 37(1)(a) as having no reasonable prospect of success.
 - a. The generalized assertion of "I suffered constant verbal abuse about my nationality and was told that if I complained I would be dismissed".
 - b. The generalized allegation of "insulting comments like you f*****g Russian, f**k off back to your country and so on" by unnamed persons.
 - c. The generalized allegation against unnamed persons of "every day we had some kind of bullying or discrimination towards my nationality".
 - d. The allegation that the respondent refused to pay more than Statutory Sick Pay when the claimant had time off after an accident in November 2014.
 - e. The allegation that the accident would not be treated as a work accident.
 - f. The allegation that when the claimant queried his statutory sick pay and/or asserted that the accident should be treated as a workplace accident, he was subjected to abuse by unnamed persons.
 - g. The allegation that when the claimant presented a personal injury claim he was told to stop working at a particular site.

- h. The generalized allegation in relation to unnamed persons that “certain people started their hatred against me” after his return to work after the accident.
 - i. The generalized allegation in relation to unnamed persons that “I was constantly reminded that I’m not welcome in the Company, I was treated completely different compared to English employees” after his return to work after the accident.
 - j. The allegation in relation to unnamed persons that “I reported [that stock was missing] but was told it’s not my business and shouldn’t put my nose in where I can get hurt”.
 - k. The generalized allegation that “I believe this was personal vendetta against me by Mr S and Mr H. I could write a book about how I was bullied and mistreated and discriminated”.
2. The remaining claims and allegations are subject to separate orders.

Employment Judge Emerton

Date 16 June 2017

JUDGMENT SENT TO THE PARTIES ON
19 JUNE 2017 BY EMAIL ONLY
AND ENTERED IN THE PUBLIC REGISTER
MR JA ONGARO FOR THE TRIBUNAL OFFICE

Note

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.