



EMPLOYMENT TRIBUNALS

Claimant: Ms A Ilobi

Respondent: Financial Ombudsman Service Ltd

JUDGMENT

The claimant's application under Rule 71 of the Employment Tribunals Rules of Procedure 2013, dated **20 October 2017**, for reconsideration of the judgment sent to the parties on **6 October 2017** is refused under Rule 72(1).

There is no reasonable prospect of the original decision being varied or revoked.

REASONS

1. In the Judge's view, the claimant appears to be rearguing her case before the tribunal and is raising many points, (e.g. the "remind" email of 8 March), which was comprehensively analysed and considered at the hearing and then in the reserved judgment.
2. The tribunal also considered the evidence of Sarah Iyinkanmi and David Trueman in exhaustive detail and came to a conclusion and made findings.
3. The tribunal expressly did consider the implied term of mutual trust and confidence, which is why the *Akhtar* case was mentioned
4. The reconsideration application is long, clearly argued, and detailed. The judge means no respect if he does not engage with every detail. He has read it through twice, and he has re-read the judgment and reasons. There is nothing new in the application.
5. The tribunal found no-one criticised the claimant's work. That does not mean there were no personality differences.
6. This was a simple, and modest, breach of contract / unlawful deductions from pay claim. It was heard from 10am to 5.30pm, which is why the tribunal's judgment had to be reserved.

7. In summary, and without engaging with every point, the present application raises nothing which comes close to being material upon which a tribunal can or should reconsider a tribunal judgment made upon clear findings of fact and legal analysis.

Employment Judge Prichard

28 November 2017