



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr A Smith

**Respondent:** Asda Stores Limited

**HELD AT:** Manchester

**ON:** 9 April 2018

**BEFORE:** Employment Judge Horne

## REPRESENTATION:

**Claimant:** In person

**Respondent:** Mr B Brown, solicitor

## JUDGMENT AT PRELIMINARY HEARING

1. The complaint of unfair dismissal is struck out on the ground that it has no reasonable prospect of success.
2. The complaints of unlawful deduction from wages and breach of regulation 10 of the Working Time Regulations 1998 (daily rest breaks) are not struck out.
3. The respondent's application for a deposit order is refused.

Employment Judge Horne

9 April 2018

SENT TO THE PARTIES ON

3<sup>rd</sup> May 2018

FOR THE TRIBUNAL OFFICE

Note – reasons for the judgment were given orally at the hearing. Written reasons will not be provided unless a party makes a request in writing within 14 days of the date on which this judgment was sent to the parties. If written reasons are provided, they will be displayed on the tribunal's website.