



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss C Moran

**Respondent:** Sue J Ltd

**HELD AT:** Manchester

**ON:** 19 June 2018

**BEFORE:** Employment Judge Slater

## REPRESENTATION:

**Claimant:** Not present

**Respondent:** Not present

# JUDGMENT

1. The complaint that the claimant was unfairly dismissed is struck out.
2. The complaints about failure to pay wages and holiday pay are dismissed pursuant to regulation 47 of the Employment Tribunals Rules of Procedure 2013 due to the claimant's failure to attend the hearing.

# REASONS

1. The claimant complains of unfair dismissal.
2. Section 108 of the Employment Rights Act 1996 requires a claimant to have not less than two years service to make an unfair dismissal complaint.
3. The claimant was employed by the respondent for less than two years.
4. Therefore, the claimant is not entitled to bring such a complaint.

5. The claimant has failed to give an acceptable reason, despite being given the opportunity to do so by a letter dated 22 February 2018, why the complaint should not be struck out.

6. Accordingly, the complaint of unfair dismissal is struck out.

7. The claimant failed to attend the hearing. She had not replied to a letter from the tribunal dated 5 June 2018 which had requested details of how much she was claiming and how she had calculated those figures. The judge decided the information provided in the claim form was insufficient to make a judgment in relation to these complaints so dismissed them due to the claimant's failure to attend the hearing.

Employment Judge Slater

Date: 19 June 2018

JUDGMENT SENT TO THE PARTIES ON

23 June 2018

FOR THE TRIBUNAL OFFICE