



EMPLOYMENT TRIBUNALS

Claimant: Mrs D Smith

Respondent: Epsom Lodge Care Homes Ltd

Heard at: London South **On:** 23 October 2018

Before: Regional Employment Judge Hildebrand

Representation

Claimant: Sarah Forsyth, Caseworker

Respondent: Did not enter a response

JUDGMENT

- 1 The judgement signed on 27 September 2018 is revoked.
- 2 The claim will be served on Epsom Lodge Care Homes Ltd

REASONS

- 1 Upon consideration the papers in this case it became apparent that the name of the respondent given Epsom Care Homes Limited is not a limited company which is found on the register. The Claimant's representative has clarified that there was an error on the form ET1 and at the ACAS conciliation stage. The correct name has been stated on the particulars of claim.
- 2 Accordingly, the judgment in this case is based upon service which did not occur and that judgment must be revoked and the claim must be served upon the correct respondent, namely Epsom Lodge Care Homes Ltd which has the same registered office as the address already used for service of the Respondent.
- 3 Consequently, the name of the respondent is substituted to be Epsom Lodge Care Homes Ltd and the papers will be re-served and the respondent will have an opportunity to enter a response to the claim if so advised.

Regional Employment Judge Hildebrand

Date 29 October 2018

