



# EMPLOYMENT TRIBUNALS

**Claimant:** Mrs C Buck

**Respondent:** Yvonne Astley & Co. Estate Agents Ltd

## JUDGMENT

The claimant's application dated 28 November 2018 (first seen by the Judge on 11 December 2018) for reconsideration of the judgment sent to the parties on 14 November 2018 is refused.

## REASONS

There is no reasonable prospect of the original decision being varied or revoked, because the claimant was ordered to pay a deposit of £1000 following a Preliminary Hearing held on 6 August 2018. The Order was sent to the claimant on 31 August 2018 and the claimant failed to pay the deposit. In accordance with the Employment Tribunal Rule of Procedure 2013 Rule 39(4) failure to pay the deposit by the due date results without further Order or notice in the claims being struck out.

Further as previously indicated the fact you may wish to appeal that decision is not grounds for not complying with the Order pending an appeal. Furthermore it was not clear by your letter of 14 September 2018 whether in fact an appeal had ever been issued in the Employment Appeal Tribunal.

The Judge has also dealt with your application for a reconsideration date 28 November 2018 even though that application is out of time given your earlier letter of 14 September 2018 was not such an application for reconsideration of the Deposit Order and dismissal of your claims for non payment.

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Employment Judge Postle

Date 15 / 1 / 2019

JUDGMENT SENT TO THE PARTIES ON

25 / 1 / 2019

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FOR THE TRIBUNAL OFFICE

