



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Mrs C Mewa

v

Clo – Clo Ltd t/a Bourne Hill Care Home

Heard at: Watford

On: 22 March 2019

Before: Employment Judge Henry

RECONSIDERATION OF JUDGMENT

1. The tribunal of its own initiative has reconsidered the Judgment of dismissal on withdrawal by the claimant, of her complaints for; unfair dismissal, holiday pay and unpaid wages, sent to the parties on 9 May 2018, which is hereby revoked.

REASONS

1. The judgement of dismissal on withdrawal by the claimant, was entered following correspondence from the claimant's representative dated 16 February 2018, which appeared to offer clarification of the claimant's claims then outstanding, following the preliminary hearing held on 2 February 2018, by which the claimant had withdrawn her claim for victimisation. In error the tribunal took this correspondence to be a withdrawal of the claimant's further claims, a save for a claim for breach of contract in respect of notice.
2. On judgement being entered on the 9 May 2018, the parties have informed the tribunal that they then did not receive that judgement until 8 August 2018, for which the claimant, by correspondence of 13 August 2018, which correspondence was not linked to the tribunal's file and so not considered, advised that there had been an error and that she had not withdrawn her claims.
3. I am satisfied that there has clearly been an error on the tribunal misunderstanding the claimant's representative's correspondence of 16 February, and had incorrectly issued judgement on withdrawal by the

claimant. The judgement should not have been issued and is accordingly revoked.

Employment Judge Henry

Date: ...22 March 2019.....

Sent to the parties on:

.....
For the Tribunal Office