



EMPLOYMENT TRIBUNALS

Claimant: Miss S Mack
Respondent: Tony Jennings

AT A HEARING

Heard at: Leeds **On:** 5th July 2019
Before: Employment Judge Lancaster

Representation

Claimant: In person
Respondent: No appearance entered and did not attend

JUDGMENT

1. The claim is withdrawn.
2. It is not in the interests of justice to dismiss the claim.

REASONS

The claim for unauthorised deductions from wages was presented more than 3 months after the end of employment, and more than 1 month after the Claimant had received an ACAS Early Conciliation certificate. Because that means that the Tribunal would not have jurisdiction, the claim has been withdrawn. The Claimant may, however, still wish to pursue a breach of contract claim in the County Court to recover the monies owed to her by her former employer, Grotto Hire UK Ltd. In these circumstances there is a legitimate reason for bringing such a further claim and it is not appropriate to dismiss this complaint upon withdrawal.

EMPLOYMENT JUDGE LANCASTER

DATE 5th July 2019

JUDGMENT SENT TO THE PARTIES ON

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AND ENTERED IN THE REGISTER

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