



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4120143/2018**

**Employment Judge Shona Maclean**

**Ms C Howie**

**Glasgow City Council**

**Claimant**

**Respondents  
Represented by:  
Ms S Booth -  
Solicitor**

## **JUDGMENT**

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds of non compliance with Case Management Order of the Tribunal dated 18 October 2018 in terms of rule 37(1)(c); and that the claim has not been actively pursued in terms of rule 37(1)(d)

## **REASONS**

1. The Tribunal issued to the parties a case management order on 18 October 2018 for a final hearing on 31 January 2019 and 1 February 2019.
2. On 8 January 2019 the Tribunal wrote to the claimant asking for written comments/objections by 15 January 2019 about the respondent's application to amend.

3. On 9 January 2019 the respondent advised that during a telephone conversation on 17 December 2018 the claimant indicated that she was unsure whether to proceed with the case. Since then the claimant had not complied with the case Management Order dated 18 October 2018 and the respondent had been unsuccessful in contacting the claimant by telephone or email.
4. On 16 January 2019 the Tribunal wrote to the claimant by email and post requesting her urgent written comments by 18 January 2019 failing which a strike out warning would be issued.
5. On 25 January 2019 the Tribunal gave the claimant an opportunity to give reasons by 12 noon on 29 January 2019 or to request a hearing in order to consider why the claim should not be struck out.
6. The claimant has failed to give an acceptable reason why a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

**Employment Judge: S MacLean**  
**Date of Judgment: 31 January 2019**  
**Entered in register: 01 February 2019**  
**and copied to parties**