



EMPLOYMENT TRIBUNALS

Claimants: (1) Mr D Slater
(2) Mr W Towers
(3) Mr E McEvoy

Respondent: Matthew Clark Bibendum Limited

Heard at: Bristol **On:** 23, 24, 25 and 26 July 2019

Before: Employment Judge Livesey

Representation

Claimants: In person
Respondent: Mr Kirk, counsel

JUDGMENT

1. The preliminary issues identified within the Case Management Summary of 1 February 2019 are determined as follows;
 - (i) The Claimants were each employed by Conviviality plc;
 - (ii) The Third Claimant did not have sufficient service in order to bring a claim of unfair dismissal. His employment did not transfer from Conviviality plc to Conviviality Group Ltd in or about October 2017 under TUPE and there was no other means by which sufficient service might have been calculated.
2. Upon those findings having been made, the Claimants withdrew their claims and they are dismissed.

Employment Judge Livesey

Date 26 July 2019