



EMPLOYMENT TRIBUNALS

Claimant: Edna Christine Manger

Respondent: Maun Catering Limited t/as Berry Hill Deli

On 10 October 2019 the Tribunal considered an email dated 24 September 2019 stating that the claim had been resolved and she wished to close the case, and considered emails dated 23 and 26 September 2019 from the Respondent stating that the case had resolved itself, and asking if the default judgment entered on 24 September 2019 could be therefore withdrawn

The Tribunal understood the claimant's email to be a request to mark the case as dismissed on withdrawal. The Tribunal understood the respondent's email to be a request for reconsideration. The Tribunal issued the default judgment after receipt but before consideration of the claimant's email.

The Tribunal considered rules 71 and 73 of the Employment Tribunal's Rules of Procedure 2013 and concluded a hearing is not necessary in the interests of justice, and that the parties had made clear their positions.

It was not practicable for Employment Judge Camp to deal with the review and so Regional Employment Judge Swann authorised Employment Judge Adkinson to carry out the reconsideration.

JUDGMENT

The judgment in default entered by Employment Judge Camp on 24 September 2019 is set aside.

The claim is mark as dismissed on the claimant's withdrawal.

Employment Judge **ADKINSON**

10 October 2019

Case No: 2602140/2019

JUDGMENT SENT TO THE PARTIES ON

FOR THE TRIBUNAL OFFICE