



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Mrs E Cottrell

v

Echo Personnel Limited

Heard at: Cambridge

On: 14 October 2019

Before: Employment Judge Foxwell

Appearances

Claimant: No appearance

Respondent: Mr S Squires, Director

PRELIMINARY HEARING JUDGMENT

The Claimant's claim against the Respondent is dismissed under Rule 47 of the Tribunal's Rules of Procedure 2013 upon the Claimant failing to attend this hearing.

REASONS

1. I dealt with a preliminary hearing in public in this case on 16 January 2019. On that occasion I dismissed a claim against the Second Respondent, Avon Cosmetics Limited, because of the Claimant's non-compliance with the requirement to enter into early conciliation with it. There was insufficient time at that hearing to consider an application made by the First Respondent, Echo Personnel Limited, under Rule 37 of the Tribunal's Rules for an order striking out the claim against it. I therefore directed that a further public preliminary hearing be listed to decide this. I also hoped that this would enable the remaining parties to take legal advice.

2. Notice of this second preliminary hearing was sent to the parties on 6 February 2019. In the Claimant's case the notice was sent by email and post, in Echo Personnel's case by email only. The Claimant has not attended today's hearing without explanation.

3. Following the preliminary hearing in January 2019, the Claimant made applications for reconsideration and lodged an appeal with the EAT. More recently, however, there has been no activity on this file. The Tribunal administration attempted to call the Claimant to confirm her attendance today but she did not answer, nor, to the best of my knowledge, did she reply to the email the administration also sent.

4. Against that background I am satisfied that this claim is no longer actively pursued and that, therefore, it is appropriate to dismiss it under Rule 47.

Employment Judge Foxwell

Date: 14 October 2019

Sent to the parties on:

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For the Tribunal Office