



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4100905/2019 Held in Edinburgh**

**Employment Judge Macleod**

**Mr AG Badita**

**Claimant**

**D R Newitt Recruitment**

**Respondents**

## **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

- that it has no reasonable prospect of success in terms of rule 37(1)(a)
- that the manner in which the proceedings have been conducted by the claimant has been scandalous, vexatious, disruptive or otherwise unreasonable in terms of rule 37(1)(b)
- that the claim has not been actively pursued in terms of rule 37(1)(d)

## **REASONS**

1. On 04 November 2019 the Tribunal gave the claimant an opportunity to give written reasons by 14 November 2019 or to request a hearing in order to consider why the claim should not be struck out.
2. The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

**Date of Judgment: 17 December 2019**  
**Employment Judge: Murdo Macleod**  
**Entered Into the Register: 18 December 2019**  
**And Copied to Parties**