



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss A Lechowicz

**Respondent:** Single Resource Ltd (R1)

Pro-Force Ltd (R2)

## JUDGMENT

The claim against the first respondent is struck out.

## REASONS

- 1) The Claimant has acknowledged that there was a TUPE transfer between Single Resource Ltd (R1) and Pro-Force Ltd (R2) on 3 February 2019. The fact there was a TUPE transfer on that date is now agreed between all three parties. That being so, the Claimant's claims for holiday pay and arrears of pay must lie against the second respondent rather than the first respondent. Single Resource Ltd (R1) has been wrongly included as a respondent and the claims against the first respondent **only** are struck out as having no reasonable prospect of success under Rule 37(1)(a).

Employment Judge Rayner

Dated: 2 February 2020

Judgment sent to parties: 4 February 2020

FOR THE TRIBUNAL OFFICE