



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Mr J Samuel

v

Amen Corporation Limited

Heard at: Cambridge

On: 02 March 2020

Before: Employment Judge Ord

Appearances

For the Claimant:

In person (assisted by Mrs A Samuel, Wife).

For the Respondent:

Did not attend and was not represented.

JUDGMENT

1. This matter came before me today following the Judgment dated 12 July 2019 and case management orders also made on that date. On that previous date the claimant had judgment in the sum of £2462.07 for unlawful deduction from wages and directions were given to deal with the remaining aspects of his claim, further unlawful deductions (admitted, the respondent saying they were entitled to make the deduction as a result of the claimant having taken more holiday than that to which he was entitled during his period of employment and unpaid expenses).
2. The respondent was ordered to provide to the claimant by 9 August 2019 and deliver to the Tribunal today a statement setting out the dates upon which it is said the claimant was on holiday together with a statement of the claimant's holiday entitlement setting out precisely how the deduction of £1040.31 and for holiday taken but not accrued was calculated.
3. The respondent has not attended today and has not provided the Tribunal any such information.
4. In those circumstances the respondent has not established that it is entitled to make the deductions from the claimant's pay which it admits it has done.

5. There is no evidence before me which challenges the claimant's claims for expenses as set out in the case management summary of 12 July 2019 totalling £305.62.

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6. In those circumstances the claimant has judgment for that sum.
7. The claimant advises me that he has received the sum of £20 from the respondent since 12 July 2019 but no other sums.
8. Accordingly, the claimant has judgment for:
- (i) £1040.31 for unlawful deduction from wages being the admitted sums retained from the claimant's pay.
 - (ii) A further sum of £305.62 for unpaid expenses, amounting to unlawful deductions from wages.
9. The claimant gives credit for the £20 received and accordingly the claimant has judgment for the total sum of £1,325.93 today (to be added to the sum of £2462.07 in respect of which he has already obtained judgment).
10. The sum currently owing under the two Judgments is £3788.00.

Employment Judge Ord

Date: 05 March 2020

Sent to the parties on:

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For the Tribunal Office

Note

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

