



# EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4100043/2019

Miss A O'Donnell

Claimant

West Coast Aggregates t/a MHL Utilities

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 the claim has not been actively pursued in terms of rule 37(1)(d)

## REASONS

- 1 The claim was sisted on 11 April 2019 to enable the claimant to obtain consent of the court to the claim proceeding. There has been no contact from the claimant as to any progress or otherwise in obtaining consent of the court. Reminders were written on 5 November 2019, 7 January 2020 and 28 January 2020. No reply was received to any of those.
- 2 On 1 February 2020 the Tribunal gave the claimant an opportunity to give written reasons by 25 February 2020 or to request a hearing in order to consider why the claim should not be struck out.
- 3 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.

Employment Judge: Robert Gall  
Date of Judgment: 02 March 2020  
Entered in register: 06 March 2020  
And copied to parties