



EMPLOYMENT TRIBUNALS

Claimant: Miss S L Elliott

Respondent: Miocare Group Limited

JUDGMENT

1. The following claim and complaints made by the claimant are struck out:
 - a. Her claim that she was treated detrimentally as a result of making a public interest disclosure (under Rule 47B of the Employment Rights Act 1996) (claim number 2402622/20).
 - b. All her complaints of direct race discrimination brought under claim number 2413459/19.
 - c. Her complaints of direct sex and/or disability discrimination as recorded as less favorable treatment (a) in the Case Management Order made following the hearing on 30 January 2020 (that is that she alleges that the less favorable treatment was the failure to deal with the incident on 7 July 2019 in accordance with the respondent's policies and procedures in that they failed to provide the claimant with the correct paperwork, a debriefing and the correct follow up care), in claim number 2413459/19.
2. The claimant's remaining complaints of direct sex and/or direct disability discrimination contained in claim number 2413459/19 are unaffected by this judgment and will be considered at the final hearing of the case.

REASONS

1. The claimant was ordered to pay a deposit of **£20.00** in relation to each of the claim and complaints set out at para 1 (a)-(c) above following a preliminary hearing held on 15 July 2020. The Order was sent to the claimant on 28 July 2020. The claimant has

confirmed that she has decided not to pay the deposits ordered. The claims and complaints set out at para 1(a) – (c) of the are therefore struck out under rule 39(4) of the **Employment Tribunals Rules of Procedure 2013**.

2. The hearing fixed for 13-15 October 2020 will still take place to deal with the claimant's other complaints of direct sex and direct disability discrimination.

Employment Judge McDonald
Date: 14 September 2020

JUDGMENT SENT TO THE PARTIES ON
15 September 2020

FOR THE TRIBUNAL OFFICE