



EMPLOYMENT TRIBUNALS

Claimant: Mr J Martins
Respondent: Pixipixel Limited
Heard at: London East (via CVP)
On: Tuesday 29 September 2020
Before: Employment Judge John Crosfill
Ms Berry
Ms Boot

Representation

Claimant: No appearance or representation
Respondent: Mr Strelitz of Counsel instructed by Lawrence Stephens Solicitors

JUDGMENT

1. This has been a remote hearing on the papers which was not objected to by the parties. The form of remote hearing was 'V: Video fully (all remote)'. A face to face hearing was not held because it was not practicable. The documents that we were referred to are in the Tribunal file, the contents of which I have recorded. The order made is below.

UPON the Claimant failing to attend the hearing and failing to supply evidence to support his application for a postponement as directed by EJ Russell on 25 September 2020;

AND UPON the Tribunal accepting that the Claimant had not complied with the orders of EJ Lewis made on 1 April 2020 to give disclosure of documents by 26 June 2020, to send the Respondent a Schedule of loss by 4 September 2020, to send the Respondent any witness statement by 18 September 2020;

AND UPON considering the contents of the ET1, the ET3 and the contract of employment held on the Tribunal file.

2. The Tribunal decided pursuant to rule 47 of Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 to proceed with the hearing in the absence of the Claimant.
3. There being no evidence from the Claimant or within the documents available to the Tribunal that he had been subjected to any less favourable treatment by the Respondent the Claimant's claim that not paying him sick pay in excess of statutory sick pay brought under Section 13 of the Equality Act 2010 is dismissed.
4. For the avoidance of doubt, all of the Claimant's other claims had been dismissed pursuant to the judgment of EJ Lewis made on 6 July 2020.

Employment Judge John Crosfill

Date: 29 September 2020