



EMPLOYMENT TRIBUNALS

Claimant: Mrs T Johnson

Respondent: Wigan Council

Heard at: Liverpool by CVP **On:** 3 December 2020

Before: Employment Judge Benson

Representation

Claimant: no attendance

Respondent: Mrs J Davies - solicitor

JUDGMENT

The claim is struck out.

REASONS

1. By a letter dated 1 December 2020 the Tribunal converted the private preliminary hearing listed for 3 December 2020 into a public hearing to consider whether the claimant's claim of breach of contract, being her only remaining claim, should be struck out. The claimant did not attend the hearing.
2. Having reviewed the Tribunal file, the claimant has failed to actively pursue her claim. She has previously been the subject of an Unless Order which resulted in her providing a list of the claims she intended bringing. The only claim listed that the Tribunal has jurisdiction to consider is that of breach of contract.
3. On 31 October 2020 she was ordered to provide particulars of her breach of contract claim. She did not do so. Her explanation by an email was that her papers were with a firm of solicitors and she was unable to access them. This does not prevent her attending the hearing today to explain the basis of her claim to the Tribunal but she has not taken that opportunity.
4. The claim is therefore struck out on the grounds that the claimant has not complied with the Order of the Tribunal dated 31 October 2020 and that the claim has not been actively pursued.

Case No:2405324/2020

Employment Judge Benson

Date: 3 December 2020

JUDGMENT SENT TO THE PARTIES ON

22 December 2020

FOR THE TRIBUNAL OFFICE