



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4100162/2020**

**Employment Judge M Whitcombe**

**Mr D Arthur**

**Claimant**

**CDM Energy Limited**

**First Respondent**

## **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 it has no reasonable prospect of success in terms of rule 37(1)(a) because the first respondent has been dissolved.

**Case 4100162/2020**

# REASONS

1. The first respondent has been dissolved and cannot be sued.
2. On 9 February 2021 the Tribunal gave the claimant and the second respondent an opportunity to give written reasons by 16 February 2021 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 second Respondent replied to indicate it had no objection to the claim against the first respondent being struck out. The Tribunal therefore strikes out the claim against the first respondent.

Employment Judge: M Whitcombe  
Date of Judgement: 01 April 2021  
Entered in register: 12 April 2021  
and copied to parties