



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss I M Tomacsek

**Respondent:** Devoncare Ltd

**Heard at:** Bristol (in public by VHS)      **On:** 4 and 5 May 2021

**Before:** Employment Judge Midgley

## **Appearances**

For the Claimant: In person

For the Respondent: Mr L Collins, representative

# JUDGMENT AT A PRELIMINARY HEARING

1. The claimant was not an employee of the respondent.
2. The claim for unfair dismissal is not well founded and is dismissed.
3. The claimant was a worker from 1 November 2019.
4. The claims of breach of contract in respect of notice pay, unlawful deduction of wages, and unpaid annual leave and failure to provide written particulars of employment will proceed to a final hearing.

**Employment Judge Midgley**

**Date: 05 May 2021**

Judgment sent to the Parties: 06 May 2021

FOR THE TRIBUNAL OFFICE

## Note

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.