



# EMPLOYMENT TRIBUNALS

**Claimant:** Mrs R Ditta

**Respondent:** Longfield Care Homes Limited

**HELD AT:** Manchester

**ON:** 5 October 2021

**BEFORE:** Employment Judge Shotter (by CVP)

## REPRESENTATION:

**Claimant:** Mr B Ditta, husband

**Respondent:** Ms Gould, solicitor

# JUDGMENT

The judgment of the Tribunal is that:

1. The claims of race discrimination brought under the Equality Act 2010 and detriment brought under section 47B of the Employment Rights Act 1996 (whistleblowing) are dismissed on withdrawal.
2. The claimant had sufficient qualifying service pursuant to section 108 of the Employment Rights Act 1996 to bring a claim for constructive unfair dismissal under section 95(1)(c) of the Employment Rights Act 1996. The remaining claims of constructive unfair dismissal and unlawful deduction of wages will proceed to a final hearing.
3. The respondent's application to strike out and/order a deposit is dismissed on withdrawal.

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5.10.21  
Employment Judge Shotter

**RESERVED**

**Case No: 2406364/2020**

JUDGMENT SENT TO THE PARTIES ON  
18 October 2021

FOR THE SECRETARY OF EMPLOYMENT TRIBUNALS