



EMPLOYMENT TRIBUNALS

Claimant: Mr J Kerr

Respondent: Asda Stores Limited

Heard at: Liverpool (in private; by telephone) **On:** 14 January 2022

Before: Employment Judge Benson (sitting alone)

Representatives

For the claimant: Not in attendance

For the respondent: Mr A McMillan - counsel

JUDGMENT

The claim is struck out.

REASONS

1. The claimant's complaint was issued on the 26 November 2020, and it has not progressed directly as a result of the claimant failing to attend three preliminary hearings. The claimant was aware from the Tribunal's letter of 22 November 2021 and enclosed Strike Out Warning and note of the case management hearing of 17 November 2021 that he was expected to attend today's hearing to progress matters and explain why he had not attended the previous preliminary hearings. He has not attended the hearing today, nor has he complied with the orders made by Tribunal, and no explanation has been given. The claimant was warned that he was in grave danger of having his claims struck out if he did not comply with the case management orders and attend today's hearing. The claim has not been actively pursued and is struck out.

Employment Judge Benson

Dated 14 January 2022

JUDGMENT SENT TO THE PARTIES ON

19 January 2022

FOR THE TRIBUNAL OFFICE