



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4110024/2019 Held in Glasgow

Employment Judge I McPherson

Mr L Costa

Claimant

Geoamey

Respondents

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 the claim has not been actively pursued in terms of rule 37(1)(d).

REASONS

1. On 13 August 2019, the claimant presented a claim against the respondents seeking unpaid holiday pay. The claim was not defended and, following a Final Hearing on 25 October 2019 before Employment Judge Meiklejohn, he ordered the claimant to provide additional information about his hours of work and earnings in the period 17 October 2018 to 7 January 2019, and to reply by 11 November 2019. He failed to do so, despite a reminder issued on 12 November 2019, for reply within 14 days.
2. On 10th December 2019 the Tribunal gave the claimant an opportunity to give written reasons by 24th December 2019 or to request a hearing in order to consider why the claim should not be struck out.
3. The claimant has again failed to reply, and so failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim on the grounds that it has not been actively pursued by the claimant.

Employment Judge: I McPherson
Date of Judgment: 7 January 2020
Entered in register: 8 January 2020
and copied to parties