



EMPLOYMENT TRIBUNALS

Claimant: Mr N Henley

Respondent: Windmill Property Services Ltd

JUDGMENT

The claimant's application dated **22 February 2022** for reconsideration of the judgment sent to the parties on **12 February 2022** is refused.

REASONS

There is no reasonable prospect of the original decision being varied or revoked, because the claimant has given no adequate reason why it would be in the interests of justice to reconsider the judgment.

The claimant asserts that the Tribunal has not given him a fair hearing but the reasons accompanying the judgment of 14 January 2022 give a detailed history of the proceedings to date.

The claimant was sent two warning letters indicating the basis on which the Tribunal was considering striking out the claims and giving him the opportunity to make representations or request a hearing. The warning letters indicated that, the claimant had failed to comply with a previous Tribunal order of 9 May 2021, he had not actively pursued his claim, he had failed to reply adequately to the respondent's application dated 4 August 2021 and the manner in which the proceedings had been conducted by him was potentially scandalous, unreasonable or vexatious. There was nothing to indicate that the claimant intended to co-operate to ensure that his case was prepared for the full merits hearing which had been listed. Furthermore, there were concerns that the claimant's claims had no reasonable prospects of success.

The nature and extent of the claimant's correspondence with the Tribunal was summarized in the reasons accompanying the strike out judgment. The claimant has done nothing further since the judgment was issued save to email the Tribunal indicating a wish to appeal the judgment on the basis that the court has not given him a fair hearing. This is not accepted as the claimant had the opportunity to request a

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hearing if he so wished and did not do so. The claimant has provided no further substantive response to the Tribunal correspondence and so the position has not changed since the judgment was issued. Taking into account all the information on the Tribunal file there is nothing to indicate that it would be in the interests of justice to reconsider the judgment.

Employment Judge Eeley

Date: 12 April 2022

JUDGMENT SENT TO THE PARTIES ON

21/4/2022

NG

FOR THE TRIBUNAL OFFICE