



EMPLOYMENT TRIBUNALS

Claimant: Mrs M Ottolina

Respondent: Novi & Co. Limited

Heard at: London South

On: 20 June 2022

Before: EJ England

Representation

Claimant: Mr Ottolina, husband

Respondent: Did not attend

JUDGMENT

Preamble

The Respondent did not attend. The Respondent emailed on 15 June 2022 saying it was “currently undergoing liquidation” but did not suggest they were not attending. They emailed again on 17 June 2022 in response to CVP details seeking a postponement and stating “the company is going through liquidation”, which was subsequently refused on the same day. The Tribunal staff called the Respondent 3 times but there was no answer and an email was also sent but not answered.

Although the Respondent refers to liquidation generally, Companies House shows the company as active and the Tribunal proceeded on that basis.

The Tribunal notes that the Response has already been automatically struck out in accordance with the Unless Order sent by email of 8 June 2022 which has not been complied with.

Judgment

The Judgment of the Tribunal is:

1. The claim for an unlawful deduction of wages succeeds and the Respondent is ordered to pay the Claimant the sum of £1664.49.
2. The claim for notice pay succeeds and the Respondent is ordered to pay the Claimant the sum of £855.

3. The claim for holiday pay succeeds and the Respondent is ordered to pay the Claimant the sum of £1368.
4. The claim for a redundancy payment succeeds and the Respondent is ordered to pay the Claimant the sum of £1282.50.
5. The claim for a payment under s.38 Employment Act 2002 for a failure to provide written particulars succeeds and the Respondent is ordered to pay the Claimant the sum of £1710.

Employment Judge England

Date 20/06/22