



# EMPLOYMENT TRIBUNALS

**Claimant:** Ms ST Afithile

**Respondents:** (1) BUPA Care Homes (GL) Ltd  
(2) Jane M Madden  
(3) Patricia Ramsden  
(4) Catherine Johns  
(5) Dr David Batman

**Heard at:** Manchester (preliminary hearing in public via CVP and in person)

**On:** 4 July 2022

**Before:** Judge Brian Doyle (via CVP)

**Representation:**

Claimant: Dr E Mapara, representative (in person)

Respondent: Ms J Smeaton, counsel (via CVP)

## JUDGMENT

1. The claimant's claim is an abuse of process because it is vexatious. The claim also has no reasonable prospect of success and it is out of time. The claim is therefore struck out.

2. Consideration of the respondents' application for costs against the claimant is deferred so that the judge may consider a bundle of documents submitted on behalf of the claimant and, if necessary, the claimant's means as to ability to pay. Further consideration shall be on the papers and without a further hearing, with the agreement of the parties.

Judge Brian Doyle

DATE: 4 July 2022

JUDGMENT SENT TO THE PARTIES ON  
8 July 2022

FOR THE TRIBUNAL OFFICE

**Notes**

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

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