



EMPLOYMENT TRIBUNALS

Claimant: Ms M Solder

Respondent: WHSmith Retail Holdings Limited

Heard at: Southampton On: 8 July 2022

Before: Employment Judge Dawson

Appearances

For the claimant: No attendance

For the respondent: Ms Ibbotson, counsel

JUDGMENT

It is recorded that;

- 1) on the 7 July 2022 the claimant wrote to the employment tribunal stating that she could not attend the hearing on 8 July 2022 because she was poorly in hospital;
- 2) the claimant did not state what illness caused her to be in hospital or enclose any evidence;
- 3) the claimant did not ask for an adjournment of the hearing;
- 4) the tribunal emailed of 7 July 2022 stating that the claimant was not obliged to attend the hearing but if she wished to apply for an adjournment she should state what medical condition prevented her attendance and send supporting medical evidence
- 5) the claimant did not reply to that email;
- 6) the claimant did not attend the hearing;
- 7) the Judge decided, having considered the file, to proceed in the absence of the claimant.

IT IS ORDERED THAT:

1. The claimant has permission to apply to set aside this judgment in accordance with the next paragraph.

2. If the claimant wishes to apply to set aside this judgment she must, within 14 days of the date that it is sent to her, write to the tribunal and the respondent;
 - a. explaining the full reasons why she was not able to attend the hearing,
 - b. enclosing medical evidence which confirms that she was unable to attend the hearing,
 - c. setting out the sums she claims in respect of holiday pay and how they are calculated.
3. The claimant's claims are struck out on the basis of her non-compliance with the order of the tribunal dated 11 April 2022 that she send to the respondent a written calculation of the value of the claim.

Employment Judge Dawson
Date: 8 July 2022

JUDGMENT SENT TO THE PARTIES ON
18 July 2022 by Miss J Hopes
FOR THE TRIBUNAL OFFICE

Notes

Reasons

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Hearing

The hearing was conducted by the parties attending by Video Platform. It was held in public in accordance with the Employment Tribunal Rules. It was conducted in that manner because it was in accordance with the overriding objective to do so.