



# EMPLOYMENT TRIBUNALS

**First Claimant:** Mr A Abdyli  
**Respondent:** JRL Plant and Logistics Limited

**Second Claimant:** Mr G Rhoden  
**Respondents:** (1) JRL Plant & Logistics Limited  
(2) Matthew Burton

**Before:** Employment Judge Smith

## Appearances

**For the First Claimant:** No attendance  
**For the Second Claimant:** No attendance  
**For the Respondent:** Mr S Welham, Solicitor

## JUDGMENT

The Second Claimant's claim against the Second Respondent is dismissed

## REASONS

1. The Second Claimant, Mr G Rhoden, presented a claim of unfair dismissal to the Employment Tribunal on 28 February 2022. Two Respondents were named in the claim form. A claim of unfair dismissal may only be brought against an individual's employer (**section 94 Employment Rights Act 1996**).
2. On 22 June 2022 Employment Judge M Butler reviewed the file and identified that the Second Respondent, Matthew Burton, had been named as a Respondent to Mr Rhoden's claim despite apparently not being his employer. Employment Judge M Butler wrote to the parties on the same date expressing his view that the claim against Matthew Burton should be

dismissed and ordered that in the absence of any objection within seven days, the claim against Matthew Burton would be dismissed.

3. The Second Claimant did not object within the timeframe allotted.
4. Accordingly, the Second Claimant's claim against the Second Respondent, Matthew Burton, is dismissed.

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Employment Judge Smith

Date: 4 July 2022

JUDGMENT SENT TO THE PARTIES ON

16 July 2022

FOR THE TRIBUNAL OFFICE