



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4100146/2022

Employment Judge R Gall

Mr M Burns

Claimant

**Carmelon Preparation Centre
Ltd**

Respondents

JUDGMENT

The claim, in so far as it relates to unfair dismissal, is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds that it has no reasonable prospect of success under rule 37(1)(a).

REASONS

1. On 16 February 2022 the Tribunal gave the claimant an opportunity to explain why a claim of unfair dismissal was being brought given that the

claimant did not have two years qualifying service. The claimant replied by 17 February 2022 explaining the reason for his claim was "that he wasn't paid", he did not give an explanation as to why he was claiming unfair dismissal despite not having two years qualifying service.

- 2 On 24 February 2022 the Tribunal gave the claimant an opportunity to give written reasons in writing by 10 March 2022 or to request a hearing in order to consider why the claim of unfair dismissal should not be struck out.
- 3 The claimant has failed to respond and give reasons why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim of unfair dismissal.

Employment Judge: Robert Gall
Date of Judgment: 23 March 2022
Entered in register: 29 March 2022
and copied to parties