



# EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4110616/2021

Employment Judge F Eccles

Mr R Kilna

Claimant

Wrighton Trade

Respondent

## JUDGMENT

The claim 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 the claim has not been actively pursued in terms of rule 37(1)(d)

# REASONS

1. On 28 October 2021 ,the Tribunal asked the claimant to confirm whether it was intention to apply to amend his claim to make a claim for unpaid wages. The claimant was asked to confirm his position on amendment or state that the claim was to be withdrawn by no later than 4 November 2021 . No reply was received.
2. On 16 November 2021, the Tribunal issued a reminder to the claimant to provide further information about their claim as directed. No reply was received.
3. On 30 November 2021, the Tribunal issued another reminder to the claimant to provide a response to the letters of 28 October 2021 and 16 November 2021 . The claimant was informed that failure to reply could result in a strike out warning. No reply was received.
4. On 14 January 2021, the Tribunal gave the claimant an opportunity to give written reasons by 28 January 2021 or to request a hearing in order to consider why the claim should not be struck out.
5. The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

**Employment Judge: F Eccles**  
**Date of Judgment: 15 February 2022**  
**Entered in register: 15 February 2022**  
**and copied to parties**