



## EMPLOYMENT TRIBUNALS

**Claimant**

Ms Cheyenne Matthew-Ellis

v

**First Respondent**

Brook Street Limited

**Second Respondent**

Secretary of State for Justice

**Heard at: Birmingham by CVP      On: 2 September 2022**

**Before: Employment Judge Tegerdine**

**Appearances:**

**For the Claimant:** In person

**For the First Respondent:** Ms Beech (Counsel)

**For the Second Respondent:** Miss Mellor (Counsel)

## JUDGMENT

Upon hearing from the claimant and respondents:

1. In respect of the respondents' joint application for a strike out order dated 18 February 2022, the Tribunal is satisfied that the claimant's claim is being actively pursued. Accordingly, the respondents' application for the claim to be struck out is refused, and the respondents' application for a deposit order against the claimant is refused.
2. In respect of the first respondent's application for a strike out order dated 11 June 2021, the Tribunal is satisfied that the claimant's claim does not have no reasonable prospect of success, and that it has more than little reasonable prospect of success. Accordingly, the first respondent's application for the claim to be struck out is refused.
3. In respect of the second respondent's application for a strike out order dated 11 May 2021, the judgment of the Tribunal is that the Tribunal does not have jurisdiction to hear the claimant's unfair dismissal and wrongful dismissal (notice pay) claims against the second respondent because the claimant was not

employed by the second respondent. Accordingly, the claimant's unfair dismissal and wrongful dismissal claims against the second respondent are struck out.

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**Employment Judge Tegerdine**

Date 5 September 2022