



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss D Castelli

**Respondent:** Richard Corrigan Restaurants Ltd

## DECISION

The claimant's application dated 30 March 2023 for reconsideration of the judgment sent to the parties on 17 March 2023 is refused.

## REASONS

1. By email presented to the tribunal on 30 March 2023, the claimant applied for reconsideration of the judgment sent to the parties on 17 March 2023.
2. Under Rule 72(1) of the Employment Tribunal Rules of Procedure 2013, such an application is to be refused, without the need for a hearing, if an employment judge considers that there is no reasonable prospect of the original decision being varied or revoked. Rule 72(3) states that, where practicable, this consideration shall be by the employment judge who made the original decision.
3. The claimant's application of 30 March 2023 simply stated: *"Base on your documents I will like this case "Reconsideration Court Hearing" by Statements, Evidence and Witnesses. I will like to make clear that I cannot attend any Court Hearing from 11 April 2023 to 03 May 2023 as I will be on holiday."* In a follow up email dated 9 May 2023, the claimant added that she forgot to mention that she would like this with a new judge but *"NOT with Richard Baty"*.
4. Notwithstanding the claimant's request, the Rules are clear that, where it is practicable for me to do so (which it is), I should consider the application as I made the decision to which it relates.
5. There are not even any grounds for reconsideration set out by the claimant. She merely asks for the case to be heard again before a

**Case No: 2211428/2022**

different judge, without saying why. The fact that a party simply disagrees with the decision made is not a ground for reconsideration of that decision.

6. There is therefore no reasonable prospect of the original decision being varied or revoked.
7. The application for reconsideration is therefore refused.

Employment Judge Baty  
15/05/2023

SENT TO THE PARTIES ON

15/05/2023

FOR THE TRIBUNAL OFFICE