



EMPLOYMENT TRIBUNALS

Claimant: Mr S Bui An

Respondent: Shire Oak International Limited

Heard at: Cardiff **On:** 10 July 2023

Before: Employment Judge R Brace

Appearances

For the Claimant: Did not attend

For the Respondent: Did not attend

JUDGMENT

The Claimant having failed to attend or be represented at the hearing, the Tribunal dismisses the claim in his absence.

Written Reasons

1. The Claimant failed to attend this final hearing and failed to provide any reasons for his non attendance.
2. Under rule 47 ETs (Constitution & Rules of Procedure) Regulations 2013 Schedule 1, if a party fails to attend or be represented at the hearing the tribunal may dismiss the claim.
3. It was not possible to determine the issues in the absence of the Claimant and in the absence of any evidence to support the claim, including the preliminary issues that had been identified in the case management order of 1 March 2023.
4. Enquiries were made of Mr Honour (1601270/2022) who was present and whose claim was consolidated with that of Mr Bui An, as to Mr Bui An's intentions to attend. He confirmed that Mr Bui An was aware of the hearing and was not attending but believed that Mr Bui An would be writing to the Tribunal to explain his absence.

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5. No explanation had been received by the Tribunal by the commencement of the hearing and accordingly a decision was made to dismiss the claim.

Employment Judge **BRACE**

Date- 10 July 2023

JUDGMENT SENT TO THE PARTIES ON 11 July 2023

FOR THE TRIBUNAL OFFICE Mr N Roche