



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4100955/2022**

**Employment Judge M Whitcombe**

**Mr D Docherty**

**Claimant**

**Weir & McQuiston (Scotland) Limited (In Administration) 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 15 June 2023, the Tribunal wrote to the claimant and asked him to confirm by 6 July 2023 whether his remaining complaints in relation to arrears of pay, notice pay and unpaid holiday pay were withdrawn. No reply was received.
2. On 29 June 2023, the Tribunal wrote to the claimant and reminded him to provide a response to the Tribunal's letter of 15 June. No reply was received.

3. On 12 July 2023 the Tribunal gave the claimant an opportunity to give written reasons by 19 July 2023 or to request a hearing in order to consider why the claim should not be struck out.
4. 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: M Whitcombe**  
**Date of Judgment: 08 August 2023**  
**Entered in register: 11 August 2023**  
**and copied to parties**