



## EMPLOYMENT TRIBUNALS

**Claimant**

Mr B Obihai

**Respondents**

1. Leviat CHR Co
2. Leviat Ltd

## PRELIMINARY HEARING BY TELEPHONE

**Heard at:** Leeds by telephone

**On:** 15 September 2023

**Before:** Employment Judge Davies

**Appearances**

**For the Claimant:**

**Did not attend**

**For the Respondent:**

**Mr D Stokes (solicitor)**

## JUDGMENT

1. The complaints against the First Respondent are struck out.
2. The complaints against the Second Respondent continue in accordance with case management orders made today.

## REASONS

The Claimant has named two Respondents: "Leviat CHR Co" and Leviat Ltd. Leviat CHR Co is not a legal entity. Leviat Ltd admits that the Claimant was engaged by it as an agency worker. To the extent that the claims are properly brought against the "hirer" in the agency worker relationship, the correct Respondent is plainly Leviat Ltd. Leviat CHR Co does not exist and has no contract with the Claimant. In those circumstances, I have struck out all the claims against it on the basis that they have no reasonable prospect of success. The Claimant can apply for this judgment to be reconsidered if he disagrees.

**Employment Judge Davies**  
**15 September 2023**