



EMPLOYMENT TRIBUNALS

London South Employment Tribunal

Claimant: Eman Ibrahim

Respondent: Riverside Dental Spa

Application for reconsideration

Before: Judge M Aspinall (sitting alone as an Employment Judge)

JUDGMENT

1. Regarding my Judgment dated 2 August 2023 in the matter of Miss Eman Ibrahim v Riverside Dental Spa (Claim No. 2301948-2023).
2. In my Judgment, I found that the Respondent had failed to submit a Response by the deadline of 22 June 2023 as required under Rule 16. As a result, I entered a default Judgment against the Respondent under Rule 21.
3. I have now been made aware that the Respondent did in fact submit their Response on 21 June 2023, prior to the deadline. This was confirmed by the attachment showing an email dated 21 June 2023 from the Respondent to the Tribunal, attaching their Response. Unfortunately, the Response was not placed before me at the time I made my original Judgment.
4. In light of this new information, I have decided to reconsider and revoke my Judgment of 2 August 2023. To allow my original Judgment to stand would result in injustice to the Respondent, since their Response was properly filed in time. Justice requires that I reconsider the matter considering the full evidence now available.
5. Accordingly, I am revoking my previous Judgment.
6. The Tribunal staff have confirmed that the Response has now been added to the case file. A preliminary hearing will be listed for case management, for which standard (suggested) directions will be issued. This will allow the matter to proceed to a full hearing on the merits.

Judge M Aspinall
Sunday, 10 September 2023