



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4103033/2023**

**Employment Judge M Robison**

**Mr C Tees**

**Claimant**

**Pass Drive Limited**

**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 11 July 2023, the Tribunal sent a letter to the claimant asking him to confirm if he accepted that he does not have the necessary length of service to proceed with a claim for unfair dismissal. The claimant was also asked to confirm the sum claimed in respect of outstanding monies. No reply was received from the claimant.
2. On 2 August and 16 August 2023, the Tribunal issued a reminders to the claimant and asked him to reply to the Tribunal by 9 August and 23 August 2023 respectively. The claimant was informed that a failure to reply may result in a strike out warning. No reply was received.

3. On 12 September 2023 the Tribunal gave the claimant an opportunity to give written reasons by 26 September 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 Robison**  
**Date of Judgment: 2 November 2023**  
**Entered in register: 6 November 2023**  
**and copied to parties**