



# EMPLOYMENT TRIBUNALS

**Claimants:** (1) Mr A Tihomirov  
(2) Mrs K Jaroszewska

**Respondent:** Cognithan

**Heard at:** London South in public (hybrid hearing ) **On:** 13/11/23

**Before:** Employment Judge McLaren

## Representation

**Claimants:** In person  
**Respondent:** Ms D Braddon, HR Director

# JUDGMENT

1. The respondent's application under rule 37 (c ) or 37 (e) to strike out the claims of discrimination brought by both claimants is refused.
2. The first claimant's claims of unlawful deduction from his wages in connection with unpaid holiday pay and underpayment of wages is struck out the claimant has failed to pay the ordered deposit.
3. The second claimant's claims of unlawful deduction from wages and connects with unpaid holiday pay is struck out as the claimant has failed to pay the ordered deposit

Employment Judge **McLaren**

Date 13 – 11 – 23

## Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

## Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at [www.gov.uk/employment-tribunal-decisions](http://www.gov.uk/employment-tribunal-decisions) shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.