



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr M Gilmore

**Respondent:** Direct Supply Limited (in creditors voluntary liquidation)

## JUDGMENT

### Employment Tribunals Rules of Procedure 2013 – Rule 21

1. The respondent presented a response to the claim, but the response was subsequently struck out under rule 37 Employment Tribunal Rules of Procedure 2013. Rule 37(3) provides that where a response is struck out, the effect shall be as if no response had been presented as set out in rule 21.
2. A determination can properly be made that the claimant's claim of unfair dismissal is well-founded. That claim therefore succeeds.
3. No proper determination can be made of the appropriate remedy, and the case will proceed to a Remedy Hearing. The respondent will only be able to take part in the Remedy Hearing to the extent permitted by the Tribunal.

Employment Judge Dunlop

Date: 20 March 2024

JUDGMENT SENT TO THE PARTIES ON  
22 March 2024

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE