



EMPLOYMENT TRIBUNALS

Claimant: Ms G Lowe

Respondent: Goshen Multiservices Group Ltd c/o Micheal Isaiah

Heard at: Plymouth Employment Tribunal **(by CVP) On:** 05 April 2024

Before: Employment Judge Scott

Representation

Claimant: No attendance

Respondent: Mr M Isaiah (in person)

JUDGMENT

1. The claim is dismissed under rule 47 of the Tribunal Procedure Rules as the claimant failed to attend the final hearing listed for 10am on 5 April 2024.

REASONS

1. By a claim form dated 12 November 2023, the claimant alleged that there had been unlawful deductions from her wages, as she had not been paid for two and a half hours of work completed on 26 September 2023.
2. The claimant contacted ACAS on 7 November 2023 and a certificate was issued on 9 November 2023, against a prospective respondent, Goshen Multiservices Ltd. This claim is therefore brought within time.
3. In her claim form, the claimant refers to the Respondent as Micheal Isaiah, and does not name Goshen Multiservices Ltd. Nevertheless, the claim has been issued with the respondent named as Goshen Multiservices Group Ltd.
4. The respondent, Mr Isaiah of Goshen Multiservices Group Ltd resists the claim. It is his case that the correct employer was Goshen Multiservices Ltd, of which he is no longer a director.
5. The Claimant failed to attend the hearing on 5 April 2024. I am satisfied that the notice of hearing was correctly served on her in advance of the hearing by both post and email to the contact detailed provided on the claim form.
6. The Tribunal had not been notified in advance of the hearing of any reason why

the claimant could not attend the hearing listed on 5 April 2024.

7. The Tribunal had not been provided with a contact telephone number for the claimant, and therefore sent her an email at her email address. The claimant did not respond to that email.
8. I have considered whether it is possible for me to determine this case in the absence of the claimant. However, given the uncertainty regarding the correct respondent in this case, I am unable to do so. I therefore dismiss the claim under rule 47 of the Employment Tribunal Procedure rules for non attendance by the claimant.

Employment Judge

Date: 05 April 2024

JUDGMENT SENT TO THE PARTIES ON

23rd April 2024

FOR THE TRIBUNAL OFFICE

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 shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>