



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4102570/2024

Employment Judge M Macleod

Mr C Mahamba

Claimant

Clinical 24 Staffing Limited

Respondent

JUDGMENT

The claim is struck out under the provisions of rule 37 (1)(d) of the Employment Tribunals Rules of Procedure 2013 on the grounds that it has not been actively pursued.

REASONS

1. The claimant did not attend the preliminary hearing (case management) on 14 May 2024, nor was he represented.
2. At paragraph 13 of the note issued following that preliminary hearing, the claimant was asked to confirm by no later than 28 May 2024 whether or not he was agreeable to the respondent's application for strike out of the claim being dealt with on written submissions, without the requirement for a Hearing. Additionally, the claimant was asked to confirm whether or not he opposed the application for strike out and, if so, the basis upon which he did so. No reply was received from the claimant.
3. On 05 June 2024 the Tribunal issued a reminder to the claimant seeking a reply by 12 June 2024. No reply was received from the claimant.
4. On 13 June 2024 the Tribunal gave the claimant an opportunity to give written reasons by 27 June 2024 or to request a hearing in order to consider why the claim should not be struck out. No reply was received from the claimant.
5. The claim is therefore struck out under rule 37(1)(d) of the Employment Tribunals Rules of Procedure 2013.

Murdo A Macleod

Employment Judge

3 July 2024

Date of Judgment

Entered in register
and copied to parties

4 July 2024

I confirm that this is my Judgment in the case of Mahamba v Clinical 24 Staffing Limited and that I have signed the Judgment by electronic means.