



EMPLOYMENT TRIBUNALS

Claimant: Mrs R Adeyemo

Respondent: Curious Children Day Nursery

CORRECTED JUDGMENT UNDER Rule 69

The Claimant's complaint of unfair dismissal is struck out.

REASONS

1. The Claimant complains of unfair dismissal and breach of contract (notice pay).
2. Section 108 of the Employment Rights Act 1996 ("ERA") requires a claimant to have not less than two years' service to make an unfair dismissal complaint.
3. The Claimant's claim form stated that she had been employed from 23/01/2023 until 23/08/2023.
4. By a letter dated 17 April 2024 the Tribunal gave the Claimant an opportunity to make representations as to why the claim should not be struck out. The submissions outlined in the Claimant's response did not indicate that one of the exceptions to the Rule under section 108 ERA applies.
5. Accordingly, the complaint of unfair dismissal is struck out.
6. The Claimant's complaint of breach of contract (notice pay) continues.
7. *This is a Corrected Judgment under Rule 69 where the Claimant's name has been corrected from Mrs A Adeyemo to Mrs R Adeyemo.*

Case No: 2305869/2023

Employment Judge Burge
11 July 2024