



# EMPLOYMENT TRIBUNALS

**Claimant:**

Miss B Russell

v

**Respondent:**

Barefoot Oxford Limited

## JUDGMENT

1. The claimant's complaints are struck out.
2. This judgment brings the claimant's claim to an end.

## REASONS

1. The tribunal wrote to the claimant on 9 April 2026 to say that I was considering striking out the claim, because the claimant had not complied with the orders of the tribunal made at a preliminary hearing on 20 August 2025.
2. The claimant had not complied with any of the orders made at the preliminary hearing. She did not provide:
  - a. a list of the dates of late payments of wages;
  - b. a schedule of loss;
  - c. her mitigation evidence;
  - d. her witness statement.
3. The letter gave the claimant an opportunity to explain why the claim should not be struck out, or to request a hearing at which to do so. The claimant has not replied.
4. I am satisfied that grounds for striking out the claim under Rule 38 apply, and that it would be in accordance with the overriding objective in Rule 3 to strike out the claim. This is because:
  - a. There has been a wholesale failure by the claimant to comply with the tribunal orders;
  - b. The claim has not been actively pursued and it appears that the claimant may no longer wish to bring her claim; and
  - c. It is no longer possible to have a fair hearing on 4, 5 and 6 August 2026 because the steps required to prepare for that hearing have not been taken by the claimant.

5. The claim is therefore struck out.
6. The hearing on 4, 5 and 6 August 2026 will not take place.

**Approved by:**  
**Employment Judge Hawksworth**

Date: 7 July 2026

Sent to the parties on:  
15 July 2026.....

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For the Tribunals Office