Case Number: 6021047/2024
6028657/2025

EMPLOYMENT TRIBUNALS

Claimant: Daniel Flynn

Respondent: London Transport Services

Before: Employment Judge MJ Smith **On:** 13 October 2026

JUDGMENT

1. The claims of direct race discrimination, direct sex discrimination and public interest detriment are struck out under Employment Tribunal Rule 38(1)(c) because the claimant has not complied with the Tribunal Rules or a Tribunal order.

REASONS

1. The respondent's name is amended to London Transport Services.

2. A preliminary hearing was held on 4 June 2026 where the claimant did not attend and did not provide a reason for his non-attendance. Attempts were made to contact him and the hearing proceeded under rule 47 of the Employment Tribunal Procedure Rules 2024.

3. The order was sent to the parties on 26 June 2026. There was a strike out warning in the order stating that if the orders are not complied with then the tribunal may strike out the claim (para 13 of the CMO).

4. The claimant was ordered to provide an explanation for his non-attendance within 7 days of receipt of the order, by 3 July 2026, and to provide further and better particulars of his claim within 14 days of receipt of the order, by 10 July 2026, and to

respond to the respondent's deposit order application by 10 July 2026. The claimant failed to comply with the order and has not provided any explanation for the failure to comply.

5. The respondent made an application on 13 July 2026 for strike out of the consolidated claims and copied in the claimant. No response to the application was received from the claimant.

6. The claims are struck out under rule 38(1)(c) because the claimant had not complied with the order sent to the parties on 26 June 2026.

Approved by:

Employment Judge MJ Smith

13 October 2026

Judgment sent to the parties on:

13 October 2026

For the Tribunal:

Notes

Judgments (apart from judgments under rule 51) 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.

If a Tribunal hearing has been recorded, you may request a transcript of the recording. Unless there are exceptional circumstances, you will have to pay for it. 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 at www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/