EMPLOYMENT TRIBUNALS

Claimant: Brett newbery

Respondent: Swan Inn Lympstone

JUDGMENT

The claim is struck out.

REASONS

1. The Tribunal wrote to the claimant on 13 October 2026 warning them that the Tribunal was considering striking out the claim. This was because it appeared to the Tribunal, applying Rule 38 of the Employment Tribunal Procedure Rules 2024, that

   - the claimant had not complied with the Orders of the Tribunal
   - the claim had not been actively pursued;

2. 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.

3. I am satisfied that the 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.

4. The claim is therefore struck out.

5. The hearing on 9 – 11 November 2026 will not take place.

Approved by:

Regional Employment Judge Pirani

5th November 2026

JUDGMENT SENT TO THE PARTIES ON
5th November 2026
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Simon Fraser

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FOR THE TRIBUNAL OFFICE