

**EMPLOYMENT APPEALS TRIBUNAL**

CLAIM(S) OF:  
Employee

CASE NO.  
UD925/2006  
RP468/2006  
MN609/2006

against

Employer

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2001  
REDUNDANCY PAYMENTS ACTS, 1967 TO 2003  
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. D. Hayes BL

Members: Mr. D. Winston  
Mr. O. Nulty

heard these claims in Dundalk on 7 June 2007

Representation:  
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Claimant(s) :  
Mr. Bernard McInerney, Dundalk Resource Centre,  
30 Clanbrassil Street, Dundalk, Co. Louth

Respondent(s) :  
Ms. Deirdre Gavin, IBEC, Confederation House,  
84/86 Lower Baggot Street, Dublin 2

The determination of the Tribunal was as follows:-

**Claimant's Case**

As the claimant was not in attendance, the Tribunal confirmed that the notice of hearing had been posted to the claimant at the address specified on his claim form. The Tribunal had no record of any change of address in respect of the claimant. The claimant's representative confirmed that he had tried to contact the claimant in advance of the hearing. However, he had not been informed that the

claimant would not attend the hearing.

**Respondent's Case**

The respondent's representative requested that all claims be struck out due to the non-attendance of the claimant.

**Determination:**

As the claimant neither attended the hearing scheduled for him nor applied to have the said hearing postponed nor wrote to the Tribunal subsequently in respect of his claims against the respondent the Tribunal has no alternative but to find that the claim under the Unfair Dismissals Acts, 1977 to 2001, the claim under the Redundancy Payments Acts, 1967 to 2003, and the claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2001, all fall for want of prosecution.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

(Sgd.) \_\_\_\_\_  
(CHAIRMAN)