

## EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:  
Employee

CASE NO.  
MN365/2007

against

Employer

under

### MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Ms. C. Gleeson BL

Members: Mr. R. Murphy  
Mr. O. Nulty

heard this claim in Drogheda on 5 March 2008

Representation:  
\_\_\_\_\_

Claimants(s) :  
No attendance or representation

Respondent(s) :  
Company Representative

The decision of the Tribunal was as follows:-

Having received a claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2001, from the claimant and a notice of appearance from the respondent, the Tribunal scheduled a hearing for Wednesday 5 March 2008. Hearing notices giving the date, time and venue for the hearing were sent by registered post to both the claimant and the respondent. The Tribunal received no communication from An Post to indicate that the registered post was not delivered and no postponement application was made.

On Wednesday 5 March 2008 a division of the Tribunal sat to hear this case and the respondent's managing director attended on behalf of the respondent company. However, the claimant did not present himself in order to prosecute his claim.

**Determination:**

The Tribunal finds that the claim under the Minimum Notice and Terms of Employment Acts, 1973 to 2001, fails for want of prosecution.

Sealed with the Seal of the  
Employment Appeals Tribunal

This \_\_\_\_\_

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