

## EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:

CASE NO.

Employee

MN319/2008  
RP291/2008

against

Employer

under

### MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2001 REDUNDANCY PAYMENTS ACTS, 1967 TO 2003

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr. D. Mac Carthy S C

Members: Mr J. Hennessy  
Mr B. Byrne

heard this appeal at Kilkenny on 18th July 2008

Representation:

Appellant(s): No representation or attendance by or on behalf of the appellant

Respondent(s): Mr. John Fitzgerald, Fitzgerald Solicitors, 9 Ormonde Court, Ormonde Road,  
Kilkenny

The decision of the Tribunal was as follows:-

#### **Determination**

The appellant did not attend. The respondent's solicitor told the Tribunal that his client never employed the appellant who was in fact employed by a company Linley Taverns Limited. His client was formerly a director of Linley Taverns Limited but he disposed of his shares and no longer has any connection with that company. The solicitor made it clear he was not acting for Linley Taverns Limited which is now controlled by other people.

It may be open to the appellant to present a claim against Linley Taverns Limited but we dismiss the claims against the above named respondent.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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

