

EMPLOYMENT APPEALS TRIBUNAL

APPEAL OF:

Employee

- *Appellant*

CASE NO.

TE137/2008

against the recommendation of the Rights Commissioner in the case of:

Employer

- *Respondent*

under

TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr. B. Garvey B L

Members: Mr. R. Prole
Ms. M. Maher

heard this appeal at Dublin on 2nd February 2009

Representation:

Appellant: Mr. Peter Leonard BL instructed by Aoife Marrinan
of Richard Grogan & Associates, 16 – 17 College Green, Dublin 2.

Respondent: Mr. Tom Smyth of Tom Smyth & Associates,
41 Halldene Drive, Bishopstown, Cork

This case came before the Tribunal by way of an appeal against the recommendation of a Right's Commissioner, reference number r-056238-Te-07/EOS

The decision of the Tribunal is as follows:

Determination

The Tribunal is satisfied that the appellant was properly notified of the Hearing. The representatives for the appellant were present. However the appellant was not present and did not contact the Tribunal before the Hearing to explain her absence. Accordingly this appeal fails for want of prosecution. The recommendation of the Right's Commissioner is upheld.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)