

EMPLOYMENT APPEALS TRIBUNAL

CLAIM OF:
Employee

CASE NO.
UD580/2008, MN521/2008
WT246/2008

against

Employer

Under

UNFAIR DISMISSALS ACTS, 1977 TO 2007
MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005
ORGANISATION OF WORKING TIME ACT, 1997

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr J. O'Connor

Members: Mr M. Forde
Mr D. McEvoy

heard this claim at Tralee on 2nd July 2009

Representation:

Claimant : Mr Con Casey, SIPTU, Connolly Hall, Upper Rock Street, Tralee, Co. Kerry

Respondent: Mr Terence O'Connell B L instructed by
Patrick Enright, Solicitor, St Anthony's, Tralee Road, Castleisland, Co Kerry

The determination of the Tribunal was as follows:

The Tribunal is satisfied that the claimant was properly notified of this hearing. There was no appearance from him on the day of the hearing. Neither the Tribunal nor his representative was contacted by him concerning his circumstances or intentions. This was not the first occasion he failed to attend a hearing for this case.

Having heard and considered submissions from the representatives of the respondent and the claimant the Tribunal finds that the claim under the Unfair Dismissals Acts, 1977 to 2007, and the appeals under the Minimum Notice and Terms of Employment Acts, 1973 to 2005 and the Organisation of Working Time Act, 1997 fall for want of prosecution.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____

(CHAIRMAN)

