

**EMPLOYMENT APPEALS TRIBUNAL**

APPEAL(S) OF:  
EMPLOYEE *-Appellant*

CASE NO.  
UD309/2010

against the recommendation of the Rights Commissioner in the case of:  
EMPLOYER *-Respondent*

under

**UNFAIR DISMISSALS ACTS, 1977 TO 2007**

I certify that the Tribunal  
(Division of Tribunal)

Chairman: Mr M. O'Connell B.L.  
Members: Mr R. Murphy  
Ms M. Maher

heard this appeal at Dublin on 3rd February 2012

**Representation:**

Appellant:

Respondent: Peninsula Business Services (Ireland) Limited, Unit 3,  
Ground Floor, Block S, East Point Business Park, Dublin 3

**The determination of the Tribunal was as follows:**

This appeal came before the Tribunal by way of an employee (the appellant) appealing against the Rights Commissioner Recommendation (reference: r-079027-ud-09/EH) under the Unfair Dismissals Acts, 1977 to 2007.

The appellant was not present at the hearing. His brother attended on his behalf and informed the Tribunal that the appellant was not present; as he had started new employment in Slovakia two days prior to the hearing. His brother thought that he could present the appellant's case to the Tribunal.

**Determination:**

The appellant was not present at the hearing to give direct oral evidence to the Tribunal. Therefore the appeal of the Rights Commissioner Recommendation (reference: r-079027-ud-09/EH) under the Unfair Dismissals Acts, 1977 to 2007, is dismissed for want of prosecution.

Sealed with the Seal of the

Employment Appeals Tribunal

This \_\_\_\_\_

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