

EMPLOYMENT APPEALS TRIBUNAL

CLAIMS OF:
EMPLOYEE

-claimant

CASE NO.
UD834/2010
MN795/2010

Against

EMPLOYER

- respondent

under

UNFAIR DISMISSALS ACTS, 1977 TO 2007 MINIMUM NOTICE AND TERMS OF EMPLOYMENT ACTS, 1973 TO 2005

I certify that the Tribunal
(Division of Tribunal)

Chairman: Ms D. Donovan B.L.

Members: Mr J. Browne
Mr F. Dorgan

heard this claim at Waterford on 22nd February 2012

Representation:

Claimant: Purcell Cullen Kennedy, Solicitors, 21 Parnell Street, Waterford

Respondent: Mr. Frank Wallace, James F. Wallace & Co., Chartered Accountants,
14 Gladstone Street, Waterford

The claim under the Minimum Notice and Terms of Employment Acts 1973 to 2005 was withdrawn at the outset.

Claimant's Case

The claimant gave sworn evidence of his dismissal. The claimant denied an allegation of gross misconduct made by the respondent. An investigation was due to take place but did not occur. The respondent company went into liquidation. The claimant gave evidence of his loss.

Determination

Having heard the uncontested evidence of the claimant the Tribunal find that the claim under the Unfair Dismissals Acts 1977 to 2007 succeeds and awards him €10,000.00 as compensation.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)