

EMPLOYMENT APPEALS TRIBUNAL

CLAIM(S) OF:
EMPLOYEE

CASE NO.
UD758/2011
MN825/2011

against

EMPLOYER

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: Mr. K. Buckley

Members: Mr. D. Hegarty
Mr. J. Flavin

heard this case in Cork on 3 September 2012

Representation:

Claimant(s):

No attendance or representation at the Tribunal hearing

Respondent(s):

Mr. Alastair Purdy, Purdy Fitzgerald, Solicitors,
Kiltartan House, Forster Street, Galway

The determination of the Tribunal was as follows:-

Although the respondent's legal representative and numerous witnesses attended the hearing to meet the claims made, there was no attendance by or on behalf of the claimant. After the Tribunal waited half an hour in case there was a late attendance to prosecute the claims, the respondent's representative requested that the claims be struck out.

Determination:

In all the circumstances, and especially that a division of the Tribunal and a team representing the respondent was in attendance at the hearing scheduled for the claimant and notified to him at the only address that he had provided to the Tribunal, the Tribunal has no alternative but to grant the application made by the respondent's representative and dismiss, for want of prosecution, the claims under the Unfair Dismissals Acts, 1977 to 2007, and under the Minimum Notice and Terms of Employment Acts, 1973 to 2005.

Sealed with the Seal of the
Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

