

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE - *appellant*

CASE NO.

UD158/2012

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: Ms O. Madden B.L.

Members: Mr. A. O'Mara
Mr F. Barry

heard this appeal at Dublin on 23rd May 2013

Representation:

Appellant(s) :

Respondent(s) :

This case came before the Tribunal by way of an appeal by the employee (appellant) against the recommendation of the Rights Commissioner (r-111850-ud-11/EH) under the Unfair Dismissals Acts 1977 to 2007.

Determination

At the commencement of the hearing the appellant's representative made an application to have the matter adjourned on the grounds that the appellant was not present and he had been unable to contact the appellant for several weeks. The Tribunal refused this application and finds that as the appellant was not present to give evidence the appeal fails for lack of prosecution and the recommendation of the Rights Commissioner is upheld.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)

