



## EMPLOYMENT TRIBUNALS

Claimant

**Miss M Gallahan**

v

Respondent

**Walsall MBC**

## JUDGMENT OF THE EMPLOYMENT TRIBUNAL

**Heard at: Birmingham**

**On: 27, 28 and 29 March 2017**

**Before: Employment Judge Dimbylow**

**Appearances:**

**For the claimant: Ms S Garner, Counsel**

**For the respondent: Mr D Maxwell, Counsel**

## JUDGMENT

1. By consent, and upon the application of the claimant, the claim against Alumwell Junior School is dismissed upon withdrawal.
2. By consent, and upon the application of the parties, there shall be a split trial with the issue of liability only being determined first.
3. The claimant was unfairly dismissed.
4. By her conduct the claimant caused or contributed to her dismissal to the extent that it is just and equitable to reduce any award of compensation by 40%.
5. The respondent is ordered to pay compensation to the claimant in the agreed sum of £16,106.06. Recoupment of state benefits does not apply as the claimant did not apply for or receive any such benefits.
6. In the exercise of my powers under Employment Tribunal Rules 75 (1) (b) and 76 (4) I make a costs order that the respondent pay to the claimant the agreed sum of £720.00 in respect of fees paid to the tribunal.

**Note:** Although reasons for the judgement have been given orally at the hearing, written reasons will be provided as a request was made by both parties at the end of

the hearing, and these will be sent out to the parties as soon as it is conveniently possible to do so.

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**Signed by Employment Judge Dimbylow**

On 30 March 2017

Judgment sent to the parties on:

30 March 2017