



EMPLOYMENT TRIBUNALS

Claimant: Mrs E K Killeen

Respondent: Asda Stores Limited

HELD AT: Liverpool

ON: 16 February 2017

BEFORE: Employment Judge Robinson
(sitting alone)

REPRESENTATION:

Claimant: Ms K Durham, Solicitor

Respondent: Miss A Hextell, Solicitor

JUDGMENT

The judgment of the Tribunal is that the Unless Order striking out the claimant's claims on 2 December 2016 is set aside and the claims of Mrs Killeen are reinstated.

DIRECTIONS

The following directions are now made for the future good conduct of the proceedings:

1. An updated Schedule of Loss shall be served by the respondent by 4.00pm on 3 March 2017.
2. The bundle of documents prepared by the respondent's solicitor and indexed and paginated shall be served upon the claimant's solicitor by no later than 4.00pm on 3 March 2017 and the rest of the bundles in sufficient numbers for the Tribunal's purposes brought to the hearing. The respondent's solicitor should note that there will be three members of the panel at the final hearing.
3. By no later than 4.00pm on 10 March 2017 the claimant's solicitor shall serve upon the respondent's solicitor a draft List of Issues to be agreed.
4. By no later than 4.00pm on 7 April 2017 the parties shall serve upon each other all witness statements which will be typed, paragraphed and paginated.

5. The hearing shall take place on **1, 2, 3 and 4 August 2017** at **Liverpool Employment Tribunal, 3rd Floor, Civil & Family Court Centre, 35 Vernon Street, Liverpool, L2 2BX** commencing each day at **10.00am**. The hearing will be for both liability and remedy if the claimant is successful.

6. Those dates in August will not be changed unless there are exceptional circumstances, save that if the parties inform the Tribunal by no later than 4.00pm on 3 March 2017 that the dates are inconvenient then at that point fresh dates will be arranged.

7. I have made no provision for reading time so the parties must attend at 10.00am on the first morning of the hearing. However, it is likely that the Employment Judge having dealt with housekeeping matters will then send the parties away so that the panel can read the appropriate witness statements and documents.

8. No further order or direction need be made.

16-02-17

Employment Judge Robinson

February 2017

JUDGMENT AND DIRECTIONS SENT TO THE PARTIES ON
20 February 2017

FOR THE TRIBUNAL OFFICE

(1) Any person who without reasonable excuse fails to comply with an Order to which section 7(4) of the Employment Tribunals Act 1996 applies shall be liable on summary conviction to a fine of £1,000.00.

(2) Under rule 6, if this Order is not complied with, the Tribunal may take such action as it considers just which may include (a) waiving or varying the requirement; (b) striking out the claim or the response, in whole or in part, in accordance with rule 37; (c) barring or restricting a party's participation in the proceedings; and/or (d) awarding costs in accordance with rule 74-84.

(3) You may apply under rule 29 for this Order to be varied, suspended or set aside.