



# EMPLOYMENT TRIBUNALS

Claimant Mr H Thistlewhite

Respondent: Dexel Tyre Company Limited

HELD AT: Sheffield ON: 3 January 2020

BEFORE: Employment Judge Little

## REPRESENTATION:

Claimant: Miss N Sharpe, Solicitor (Best Solicitors)

Respondent: Mr G Jones (Lawdata)

# DISMISSAL JUDGMENT

1. The duplicate claim issued and now with case number 1806835/2019 is dismissed on withdrawal.
2. The claim under case number 1806666/2019 is unaffected by this Judgment and case management orders concerning that claim are made in a separate document.

# REASONS

1. Claim number 1806666/2019 was presented to the Tribunal on 6 November 2019 and an acknowledgement of that claim was sent to the claimant by the Tribunal on 8 November 2019.

2. Despite this a further claim was presented to the Tribunal on 18 November 2019. This was identical to the first claim except on the page where additional information can be put the claimant had written:

“An ET1 was also made on 6 November 2019 ... but we have received no acknowledgement. Therefore we are submitting claim again”.

1 Case No: 18066666/2019

3. This state of affairs has caused a certain degree of confusion because the respondent was unsure of the date by which it had to present a response as it had been given two dates and there may have been some confusion in terms of who the Tribunal should correspond with regarding the claims. In respect of the second claim Best solicitors were given as the claimant's representative and so correspondence was sent to them, whereas in the claim presented on 6 November no representative's name was given and so the Tribunal corresponded directly with the claimant.
4. However this confusion has now been resolved and Miss Sharpe agreed that the duplicate second claim should be withdrawn and had no objection to it being dismissed on that basis.

Employment Judge Little

Date 10<sup>th</sup> January 2020

