



# EMPLOYMENT TRIBUNALS

**Claimants:** Mr V O'Malley

**Respondent:** Crown Prosecution Service

**Heard at:** Leeds (in public)

**On:** 1 May 2024

**Before:** Employment Judge Deeley

## Appearances

For the claimant: Miss L Amartey (Counsel)

For the respondent: Mr S Lewis (Counsel)

## JUDGMENT ON RESPONDENT'S STRIKE OUT APPLICATION

### Judgment on respondent's strike out application of 24 October 2023

1. The respondent's application to strike out of the claimant's claim under Rule 37(1)(e) of the Employment Tribunal Rules of Procedure is refused because a fair hearing of the claim is possible on the final hearing dates listed for July 2024.

Employment Judge Deeley

Date 1 May 2024

### Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at [www.gov.uk/employment-tribunal-decisions](http://www.gov.uk/employment-tribunal-decisions) shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

### Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>