



EMPLOYMENT TRIBUNALS

Claimant: Mr S Spence

Respondent: Mitie FM Ltd

Heard at: Leicester Hearing Centre, 5a New Walk, Leicester, LE1 6TE

On: 26 September 2021

Before: Employment Judge Adkinson sitting alone

Appearances

For the claimant: No attendance

For the respondent: Ms S Harty, Counsel

JUDGMENT

After receiving an application from the claimant by email on the morning of the hearing that the hearing be postponed, and after refusing that application and confirming the same by return

And after the Tribunal was satisfied the claimant had had proper notice of the hearing and in the circumstances, it was proper to proceed

IT IS ORDERED

1. The claimant's application to amend his claim to add a claim of unfair dismissal for making a protected disclosure is refused,
2. The claimant's claims of discrimination because of age are struck out because they have no reasonable prospects of success,
3. The claimant's claim to holiday pay he would have accrued had he not been dismissed is struck out because it has no reasonable prospects of success,
4. The respondent's application that the claimant's claim for wrongful dismissal or that he pay a deposit as a condition of pursuing that allegation is dismissed. Directions on that claim will follow separately.

Employment Judge Adkinson

Date: 26 September 2022

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

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