



# EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4107647/2021

Employment Judge S MacLean

Mr R Campbell

Claimant

Mr R. B. McGarrie

Respondent

## JUDGMENT

The claim is struck out under rule 37 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 on the grounds:

- that the claim has not been actively pursued in terms of rule 37(1)(d)

# REASONS

1. On 7 April 2021, the Tribunal asked the claimant to confirm that he had received payment from the respondent and intended to withdraw his claim. No reply was received.
2. On 10 May 2021, the Tribunal issued a reminder to the claimant to confirm that they intended to withdraw the claim having received payment. No reply was received.
3. The Tribunal issued further reminders to the claimant on 28 June 2021, 4 August 2021 and 3 November 2021 . No replies were received.
4. On 3 December 2021 the Tribunal gave the claimant an opportunity to give written reasons by 13 December 2021 or to request a hearing in order to consider why the claim should not be struck out.
5. The claimant has failed to give an acceptable reason why such a judgment should not be made or to request a hearing. The Tribunal therefore strikes out the claim.

Employment Judge: Shona MacLean  
Date of Judgment: 02 February 2022  
Entered in register: 04 February 2022  
and copied to parties