



EMPLOYMENT TRIBUNALS

Claimant: Mr K Chima

Respondent: South Ribble Borough Council

Heard at: Manchester Employment Tribunal (in public; by CVP)

On: 18 January 2024

Before: Employment Judge M Butler

Representatives

For the claimant: Self-representing

For the respondent: Ms McHugh (Solicitor)

JUDGMENT

1. The pursuit of these Employment Tribunal proceedings was not found to be vexatious, in the context of this strike out application.
2. The previous County Court Proceedings that had taken place between the claimant and respondent did not mean that *res judicata* applied (nor was there any cause of action estoppel, issue estoppel or an abuse of process).
3. The claimant's request for a position with the respondent in February 2023 was not found to be vexatious, in the context of this strike out application.
4. The respondent's strike out application does not succeed.

Employment Judge Mark Butler

Date: 18 January 2024

JUDGMENT SENT TO THE PARTIES ON
Date 19 January 2024

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FOR THE TRIBUNAL OFFICE

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at 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/>