



EMPLOYMENT TRIBUNALS

Claimant

Mr M Gavioli v

Respondent

Coffee Fortuna Limited

Heard at: London Central (via CVP)

On: 13 January 2023

Before: Employment Judge Fredericks

Appearances

For the claimant: Did not attend

For the respondent: Did not attend

JUDGMENT

1. The claimant's claim is dismissed under Rule 47 Employment Tribunal Rules of Procedure 2013 following his failure to attend the full merits hearing today.
2. When deciding to dismiss the claim under Rule 47, I considered the following information:-
 - 2.1. The claimant had been sent a notice of the hearing in respect of today to the e-mail address provided on his claim form;
 - 2.2. No reasons have been provided by the claimant to explain his absence;
 - 2.3. The Tribunal telephoned the claimant, on the number provided on his claim form, at 10:15am - and the line rang through to voicemail;
 - 2.4. The claimant has not provided information about the respondent as requested by Regional Employment Judge Freer on 12 October 2022;
 - 2.5. A previous hearing was postponed because of the information not provided as outlined above;
 - 2.6. The claimant has not provided information about the respondent as requested by Employment Judge Khan on 24 October 2022;

- 2.7. No contact has been received from the claimant since his claim was filed;
 - 2.8. The full merits hearing today was listed to last for 2 hours from 10:00am; and
 - 2.9. The Tribunal waited but the claimant did not attend the hearing or respond to the Tribunal's request for him to make contact.
3. In all the circumstances, I consider that it is in accordance with the overriding objective to dismiss the claim under Rule 47.

Signed:

Employment Judge Fredericks

13 January 2023

Sent to the parties on 13/01/2023

For the tribunal office