



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr B Dainton

**Respondents:** Mint Corporation Ltd (trading as Cyberteam)  
Mint Resourcing Corporation Ltd  
Mint Resources Ltd trading as Cyberteam

**Heard at:** Leeds **On:** 1 to 4 May 2018

**Before:**

Employment Judge JM Wade  
Mr R Stead  
Mr M Taj

**Representation**

**Claimant:** Mr S Wyeth (in person)  
**Respondent:** Mr P Wilson (in person)

## JUDGMENT

- 1 The claimant's complaints of sex discrimination and harassment are dismissed on withdrawal.
- 2 The claimant's complaints of dismissal and detriment on grounds of having made protected disclosures are dismissed: he did not make disclosures within the meaning of the Employment Rights Act 1996.
- 3 The claimant's complaint of unfair constructive dismissal is well founded and succeeds against his employer at the material time (Mint Corporation Ltd).
- 4 The claimant's complaints against the second and third respondents are dismissed.
- 5 The respondent's counterclaim in respect of three days' overclaimed holiday pay also succeeds.
- 6 Upon application of the parties within twenty eight days a remedy hearing shall be listed.

Employment Judge JM Wade

Date: 4 May 2018

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless 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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