



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr K Foster

**Respondents:** Sutura Therapeutics Limited (in voluntary liquidation) (1)  
Dr E Wagena (2)

**Heard at:** Manchester, by CVP

**On:** 10 December 2024

**Before:** Employment Judge Fearon (sitting alone)

## Representation

**For the claimant:** Mr Winspear, counsel

**For the first respondent:** no attendance

**For the second respondent:** Ms Ibrahim, counsel

## JUDGMENT

1. The first respondent's response is struck out under Employment Tribunal Rule 37(1)(c) because the first respondent has not complied with the Tribunal Order made on 10 August 2023 and under Employment Tribunal Rule 37(1)(d) because the response and defence to the claim has not been actively pursued by the first respondent.

Employment Judge Fearon

Dated: 10 December 2024

JUDGMENT SENT TO THE PARTIES ON

16 December 2024

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](http://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/>