



EMPLOYMENT TRIBUNALS

Claimant: Mr S Kuevidjen

Respondent: COMMERZBANK AKTIENGESELLSCHAFT

JUDGMENT

The claimant's allegations that:

- 1) the claimant's dismissal was an act of direct race discrimination ("**Allegation 1**"),
- 2) the claimant's dismissal was an act of harassment rated to his race ("**Allegation 2**"),
- 3) the respondent manufactured the reason for dismissal, dismissed the claimant, and failed to wait until the course deadline on 21 July 2021 before dismissing the claimant were acts of victimisation ("**Allegation 3**"),
- 4) Catherine McCloy informing Emma Mortimer (HR) to extend the claimant's probation in February 2020, without justification, was an act of harassment rated to his race ("**Allegation 4**"),
- 5) Catherine McCloy calling the claimant a 'wanker' on 5 April 2020 was an act of harassment rated to his race ("**Allegation 5**"),
- 6) Catherine McCloy constantly belittling the claimant by raising the spacing used in his meeting notes and making him 'redo' them during a meeting on 20 April 2020 was an act of harassment rated to his race ("**Allegation 6**"),
- 7) Catherine McCloy making a false allegation against the claimant that he did not attend work on 17 June 2020 was an act of harassment rated to his race ("**Allegation 7**").
- 8) Catherine McCloy saying 'the Bank had bigger things to worry about' in reference to Black Lives Matter in June 2020 was an act of harassment rated to his race ("**Allegation 8**").
- 9) In June 2020 Catherine McCloy complaining to the claimant's manager about him holding the opinions he did about the Bank and Black Lives Matter was an act of harassment rated to his race ("**Allegation 9**")

are struck out.

REASONS

1. The claimant was ORDERED to pay a deposit of **£50 for each of the allegations** (i.e £50 x 9 = £450) not later than 21 days from the date the Deposit Order was sent as a condition of being permitted to continue to advance these allegations.
2. The Deposit Order was sent to the parties on 16 May 2022.
3. The claimant has failed to pay any deposit. The allegations are therefore struck out under rule 39(4) of the Employment Tribunals Rules of Procedure 2013.

Employment Judge **Klimov**

Date: 21 June 2022

JUDGMENT SENT TO THE PARTIES ON
21/06/2022.

FOR THE TRIBUNAL OFFICE