

**IN THE EMPLOYMENT COURT OF NEW ZEALAND
AUCKLAND**

**I TE KŌTI TAKE MAHI O AOTEAROA
TĀMAKI MAKĀURAU**

**[2025] NZEmpC 173
EMPC 167/2024
EMPC 264/2024**

IN THE MATTER OF a challenge to a determination of the
 Employment Relations Authority

AND IN THE MATTER OF an application for stay of proceedings

BETWEEN PHILIP TIGHE-UMBERS
 Plaintiff

AND JETCONNECT LIMITED
 Defendant

Hearing: On the papers

Appearances: R McCabe, counsel for plaintiff
 M W O'Brien, counsel for defendant

Judgment: 13 August 2025

**CONSENT INTERLOCUTORY JUDGMENT OF JUDGE M S KING
(Application for stay of proceedings)**

[1] This proceeding concerns a judgment of the Court which determined liability in relation to the plaintiff's challenge to a determination of the Employment Relations Authority (the Authority).¹ The issue of remedies is yet to be determined.

[2] On the 31 July 2025 the defendant filed an application for leave to appeal the Court's judgment.

¹ *Tighe-Umbers v Jetconnect Ltd* [2025] NZEmpC 136.

[3] By consent, the parties seek orders from the Court to stay the proceedings pending the outcome of the application for leave, and if granted, an appeal to the Court of Appeal.

[4] Accordingly, by consent, I order that the proceedings (EMPC 167/2024 and EMPC 264/2024) be stayed, pending the outcome of the application for leave to the Court of Appeal and, if granted, the appeal itself.

[5] Costs are reserved.

M S King
Judge

Judgment signed at 2.30 pm on 13 August 2025