

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND OFFICE**

**BETWEEN** Robin Eagle  
**AND** Phil Anderson Carriers (1986) Limited  
**REPRESENTATIVES** No appearance for Robin Eagle  
No appearance for Phil Anderson Carriers (1986)  
Limited  
**MEMBER OF AUTHORITY** R A Monaghan  
**DATE OF DETERMINATION** 22 May 2007

**DETERMINATION OF THE AUTHORITY**

[ 1] Robin Eagle has filed a statement of problem in the Authority, saying his employer, Phil Anderson Carriers (1986) Limited, owes him underpaid wages, sick pay and holiday pay. Neither party attended at the Authority on the date scheduled for an investigation meeting in respect of the matter. Neither party contacted the Authority about their intentions or provided any reason for their respective failures to attend.

[ 2] Both parties were aware of the nature of the problem and the date of the meeting. Moreover, I explained the mediation and investigation procedures to them during a conference call on 13 March 2007. Subsequently neither party was responsive to the attempts of the mediation service to arrange a mediation meeting in accordance with a direction to mediation which I issued. Now, the non-attendance of both parties at the investigation meeting means I decline to investigate the matter any further.

[ 3] Accordingly, Mr Eagle's claim is dismissed.

**R A Monaghan**  
Member of Employment Relations Authority