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Mudford v RCS Computers Ltd AA332/10 (Auckland) [2010] NZERA 617 (23 July 2010)

Last Updated: 4 November 2010

IN THE EMPLOYMENT RELATIONS AUTHORITY AUCKLAND

AA332/10 5306965

BETWEEN

AND

JULIE MUDFORD

Applicant

RCS COMPUTERS LIMITED Respondent

Member of Authority: Vicki Campbell

Representatives: Applicant in Person

No appearance for Respondent

Investigation Meeting: 16 July 2010 at Tauranga

Determination: 23 July 2010

DETERMINATION OF THE AUTHORITY

[1] Ms Julie Mudford lodged a statement of problem in the Authority on 25 May 2010 seeking compliance with a mediated record of settlement. Outstanding was one payment of \$600.00 which was to have been made on 2 April 2010. Ms Mudford also sought reimbursement of the costs associated with seeking compliance.

[2] The investigation meeting was set down for 16 July. On the morning of 16 July, before the investigation meeting was due to commence, the Authority was advised that the payment of \$600 had been made the previous evening and that the respondent was unable to attend the investigation meeting due to a road closure at Waiouru.

[3] The investigation meeting went ahead at 10.00am and Ms Mudford confirmed to the Authority that the payment had been received into her bank account. The issue of costs on this application remained outstanding.

[4] Following the completion of the brief meeting with Ms Mudford, the Authority contacted Mr Wayne Marshall from RCS Computers Limited and advised him that the Authority would deal with the issue of costs on this application and invited Mr Marshall to make submissions on the issue by 5.00pm Wednesday, 21 July 2010. Mr

Marshall has not taken up that invitation and therefore the Authority has proceeded to deal with the matter of costs.

[5] Ms Mudford is entitled to receive reimbursement on the filing fee for this application of \$70.00.

RCS Computers Limited is ordered to pay to Ms Mudford the sum of \$70.00 within 7 days of the date of this determination.

Vicki Campbell

Member of Employment Relations Authority

