



Employment Court of New Zealand

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Nicholson v Ford [2018] NZEmpC 44 (10 May 2018)

Last Updated: 16 May 2018

**IN THE EMPLOYMENT COURT
AUCKLAND**

**[\[2018\] NZEmpC 44](#)
EMPC 82/2018**

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 ALLAN DANIEL NICHOLSON
 Plaintiff

AND MATTHEW FORD
 Defendant

Hearing: On the papers filed on 16 March and 12 April 2018,
 and by telephone conference call on 10 May 2018

Appearances: D Hayes, counsel for plaintiff R Hill, counsel for
 defendant

Judgment: 10 May 2018

INTERLOCUTORY JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

[1] By consent, there is an order staying execution of the Employment Relations Authority determination¹ on the following agreed conditions:

(a) Within a period of five working days of the date of this judgment, the plaintiff will deposit the sum of \$14,000 (comprising the \$10,000 penalty and \$4,000 costs ordered in the Employment Relations Authority against the plaintiff) into the trust account of Stace Hammond Solicitors.

¹ *Ford v New Zealand Dental Partners Ltd Partnership (in liq) t/a Clinico Denture and Hearing*

[2018] NZERA Auckland 68.

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(b) The monies will be paid out by Stace Hammond Solicitors on order of the Court or on receipt of the written consent of both parties or their solicitors.

(c) Pending the final outcome of the litigation between the parties as defined in the pleadings before the Court, the defendant will not take any action to enforce the determination of the Authority.

[2] There will be no order for costs on this application.

Christina Inglis Chief Judge

Judgment signed at 4.40 pm on 10 May 2018
