

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

**AA 185A/10
5098820**

BETWEEN SIMON PAUL WESTWELL
 Applicant

AND CLINTON IVAN WHEELER
 Respondent

Member of Authority: Leon Robinson

Investigation Meeting: Consideration on Papers

Determination: 24 May 2010

DETERMINATION OF THE AUTHORITY

[1] I refer to the Authority's determination of 23 April 2010. Mr Wheeler was granted an extension to lodge any further submissions by 14 May 2010. The Authority has not received any further submissions from Mr Wheeler.

[2] I accept that Mr Westwell was offered \$3,500.00 in settlement of his claim. He succeeded in obtaining \$7,972.72 from the Authority. I therefore find that Mr Westwell recovered more than what he was offered to settle.

[3] I accept that Mr Westwell incurred expenses of \$982.98. I regard that sum reasonable incurred and it shall be the sum awarded to Mr Westwell as costs.

[4] I order Clinton Ivan Wheeler to pay to Simon Paul Westwell the sum of \$982.98 as costs.

Leon Robinson
Member of Employment Relations Authority