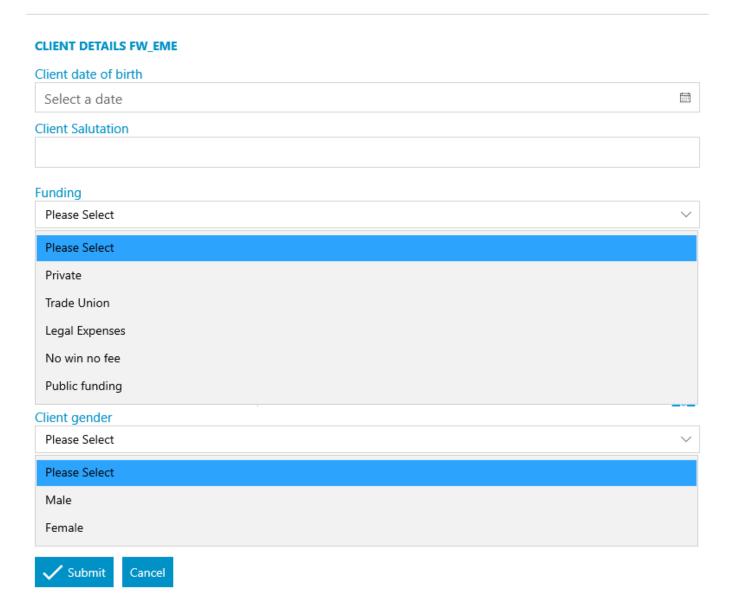
# Osprey Approach: Employment Disciplinary Proceedings Employee

This help guide was last updated on Mar 21st, 2023

The latest version is always online at https://support.ospreyapproach.com/?p=23073





EMPLOYER DETAILS FW_EME	
Employer Company Name	
Current Recipient	
Please Select	~
Please Select	
Dear Sirs	
Employer Contact 1	
Employer Contact 2	
Employer Contact 3	
Employer Contact 4	
Employer Contact 1 Title	
Employer Contact 1 Initials	
Employer Contact 1 Forename	
Foreland Contact A Company	
Employer Contact 1 Surname	
Employer Contact 1 Email	
Employer Contact 1 Tel	
Employer Contact 1 at Main Address?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	

EMPLOYMENT DATES FW_EME	
Employment Start Date	
Select a date	
Employment Termination Date	
Select a date	1111
Date of Dismissal	
Select a date	
Years with Employer	
Date from which Time Limit Runs	
Select a date	
Limitation Date	
Select a date	
Date last paid	
Select a date	
Notice Period (Contract)	
Notice Period (Actual)	
✓ Submit Cancel	
ALLOCATE A CUSTOM QUESTIONNAIRE	
JOB DETAILS FW_EME	
Job Title	
Employment Status	
Hours per week	
•	
A Submit Consul	
✓ Submit Cancel	

# ALLOCATE A CUSTOM QUESTIONNAIRE CONTRACT OF EMPLOYMENT / POLICIES FW\_EME Does client have a Contract of Employment? Please Select Please Select Yes Nο Has client supplied Contract of Employment? Please Select Please Select Yes Nο Not applicable Do we need a chronology? Please Select Please Select Yes Nο Has client supplied a chronology? Please Select Please Select Yes Nο Does employer have written disciplinary procedure? Please Select Please Select Yes Nο Not Known Has client supplied company disciplinary procedure Please Select Please Select

Does employer have written grievance procedure?

Yes

Nο

Not Known

0.00

EMPLOYMENT FINANCIAL DETAILS FW_EME	
Gross Salary (annual)	
0.00	×
Grass Salany (monthly)	
Gross Salary (monthly) 0.00	
0.00	
Gross Salary (weekly)	
0.00	
Net Salary (annual)	
0.00	
Net Salary (monthly)	
0.00	
Net Salary (weekly)	
0.00	
Payment Period	
Please Select	~
Please Select	
Weekly	
Monthly	
Other	
London Weighting?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
London Weighting Amount	
0.00	
Bonus?	
Please Select	~
Please Select	
Yes	
No	
Bonus Amount	

Please Select

Yes

# TYPE OF CLAIM FW\_EME Unfair dismissal Please Select Please Select Yes No Discrimination - Age Please Select Please Select Yes No Discrimination - Disability Please Select Please Select Yes No Discrimination - Gender Reassignment Please Select Please Select Yes Nο Discrimination - Marriage / Civil Partnership Please Select Please Select Yes No Discrimination - Pregnancy / Maternity Please Select Please Select Yes No Discrimination - Race Please Select

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Please Select	~
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Employer Contact 1 Forename	
Foreland Contact A Company	
Employer Contact 1 Surname	
Employer Contact 1 Email	
Employer Contact 1 Tel	
Employer Contact 1 at Main Address?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	

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Employer Company Name	
Current Recipient	
Please Select	~
Please Select	
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Employer Contact 1 Email	
Employer Contact 1 Tel	
Employer Contact 1 at Main Address?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	

## EMPLOYER RESPONSE FW\_EME

Employer response received?



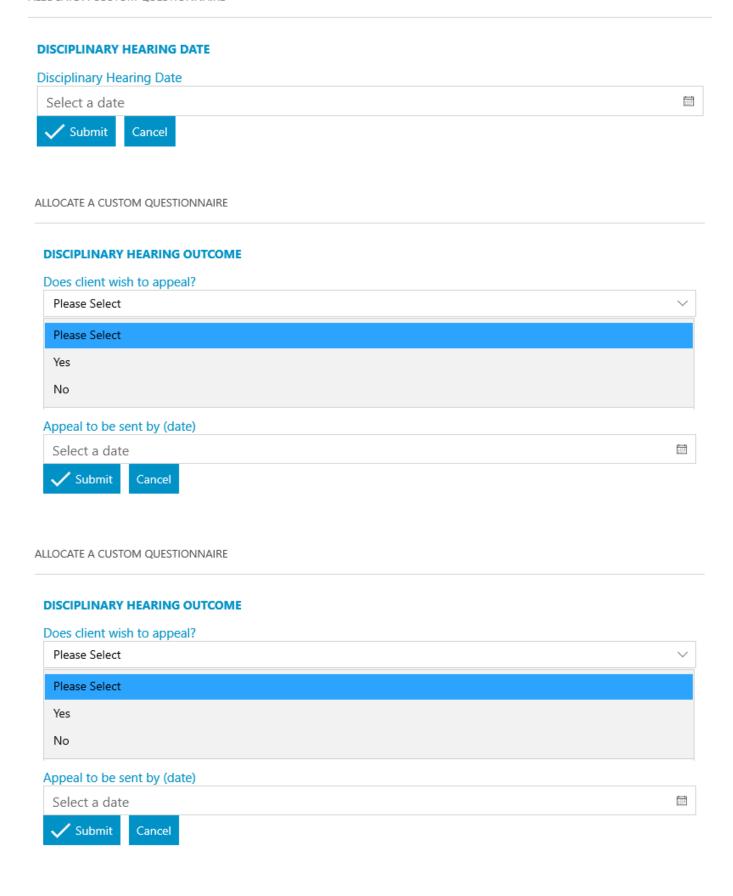
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Current Recipient	
Please Select	~
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For all and Company of the Company o	
Employer Contact 1 Surname	
Employer Contact 1 Email	
Employer Contact 1 Tel	
Employer Contact 1 at Main Address?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	

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Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	



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Employer Contact 1 Tel	
Employer Contact 1 at Main Address?	
Please Select	~
Please Select	
Yes	
No	
Not applicable	
Employer Contact 1 Address	
Employer Contact 1 Address	

✓ Submit

Cancel

# Appeal Hearing Date Select a date Select a date Submit Cancel ALLOCATE A CUSTOM QUESTIONNAIRE INSTRUCTIONS POST APPEAL Client Instructions Post Appeal Please Select Issue Settle Other Client Instructions Post Appeal (other)

# **CLIENT ADVICE ON**

# **DISCIPLINARY HEARING**



Our Ref:	{ MERGEFIELD MATTER_FEE_EARNER_ID }/{ MERGEFIELD client_no }/{ MERGEFIELD matter_no }
Your Ref:	
{ SET LETTI MERGEFOR	ER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \* RMAT }
MERGEFIEL	ELD LINKNAME_TITLE_1 } { MERGEFIELD LINKNAME_INITIALS_1 } { LD LINKNAME_SURNAME_1 } ELD CALCULATION_ADDRESS }
Dear { MER	GEFIELD LINKNAME_TITLE_1
Re: { MER	GEFIELD MATTER MATTER DESCRIPTION }
Yours sincer	ely
	ELD CALCULATION_FEE_EARNER_DESCRIPTION



(DISC)



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Your Ref:

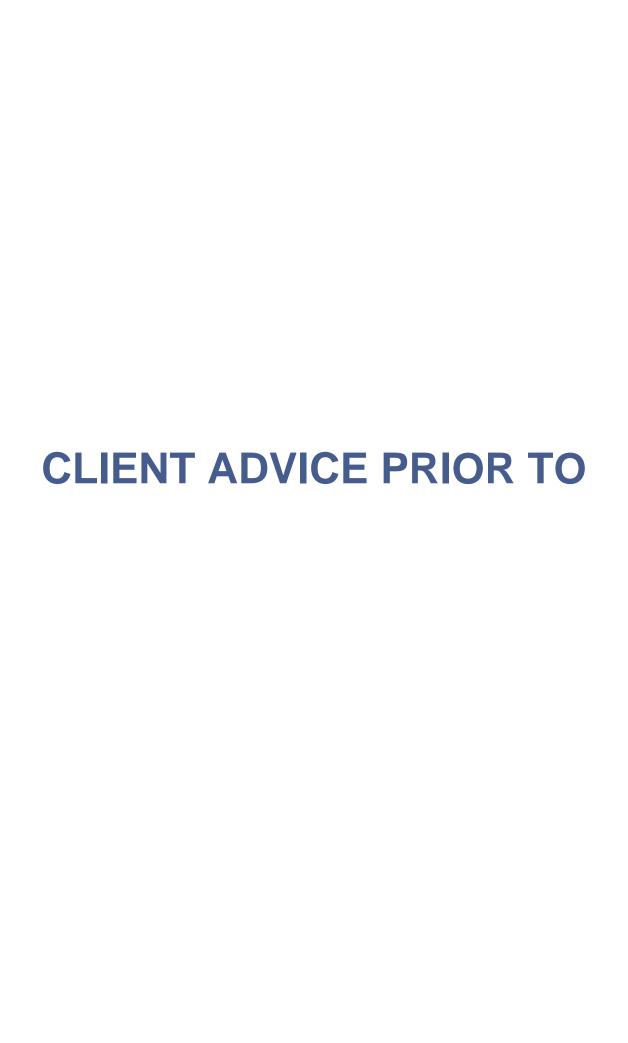
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Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely



# **APPEAL (DISC)**



Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client no }/{ MERGEFIELD matter no }

Your Ref:

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{ MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_INITIALS\_1 } {
MERGEFIELD LINKNAME\_SURNAME\_1 }
{ MERGEFIELD CALCULATION\_ADDRESS }

Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

### Re: Disciplinary Hearing

We confirm that we have now received your outcome for the disciplinary. If you wish to appeal this disciplinary then you need to do this within [?] days and I calculate your appeal must be sent to your employer by [date].

If we need more time to appeal I can write to your employer and confirm that you intend to appeal and you will shortly provide them with full grounds.

If you are happy with the outcome then you do not have to appeal. If you are unhappy with the outcome and you intend to take matters further against your employer to a tribunal or you wish to try and encourage a settlement then you should appeal.

In my view the grounds of appeal you have are:

1.

You should note that your employer can change the decision of the disciplinary at the appeal. This includes reinstatement/dismissal. If you do not want to be reinstated then we need to make this clear. Otherwise you may have to accept the reinstatement if that is what they decide or resign. We will discuss this further should the situation arise.

As a rule of thumb anything you miss out at your appeal you will find it hard to raise at a letter date e.g. at a tribunal hearing.

If you do not wish to attend a hearing for the appeal you can ask that they deal with you in writing, however your employer may insist on you attending the meeting.

Please let me know if you would like me to draft your appeal.

If you have any queries please do not hesitate to contact me.

Yours sincerely







Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_INITIALS\_1 } { MERGEFIELD LINKNAME SURNAME 1 }

Dear { MERGEFIELD FW\_CLI\_INFO\_EME\_FW\_SALUTATION }

### Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

I write to inform you that a disciplinary hearing has been listed at { MERGEFIELD FW\_EMP\_HRTGS\_FW\_DSCHRG\_TM } on { MERGEFIELD FW\_EMP\_HRTGS\_FW\_DSCHRG\_DT \@ "d MMMM yyyy"}, at { MERGEFIELD FW\_EMP\_HRTGS\_FW\_DSCHRG\_LC }.

I should be grateful if you would please let me know if you are unable to attend this hearing for any reason as soon as possible.

Yours sincerely







Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_INITIALS\_1 } {
MERGEFIELD LINKNAME\_SURNAME\_1 }
{ MERGEFIELD CALCULATION\_ADDRESS }

Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







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client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD FW\_EMPLOYER\_FW\_EMPR\_CO\_NM }
{ MERGEFIELD FW\_EMPLOYER\_FW\_EMPR\_MN\_ADR }

**Dear Sirs** 

Re: { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Yours faithfully







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client\_no }/{ MERGEFIELD matter\_no }

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Dear { MERGEFIELD FW\_EMPCONT\_1\_FW\_EMPCONT1\_TTL } { MERGEFIELD
FW\_EMPCONT\_1\_FW\_EMPCONT1\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







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Dear { MERGEFIELD FW\_EMPCONT\_1\_FW\_EMPCONT2\_TTL } { MERGEFIELD
FW\_EMPCONT\_1\_FW\_EMPCONT2\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







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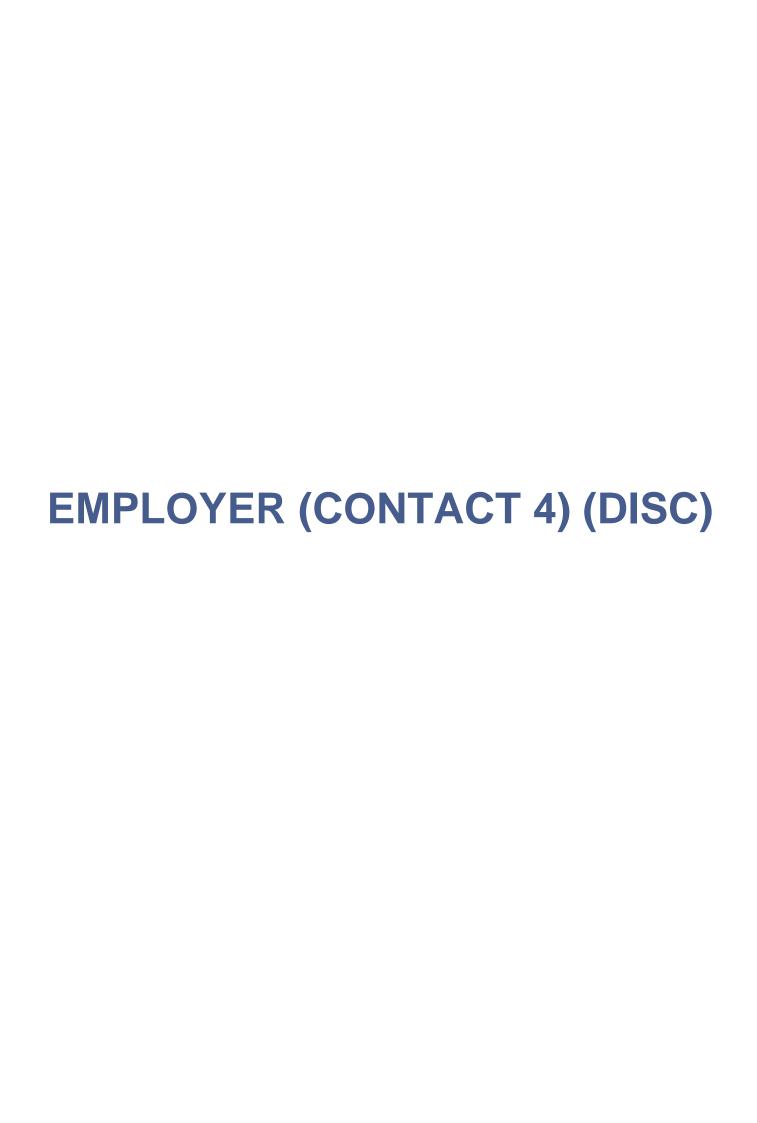
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Dear { MERGEFIELD FW\_EMPCONT\_2\_FW\_EMPCONT3\_TTL } { MERGEFIELD FW\_EMPCONT\_2\_FW\_EMPCONT3\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







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client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4TITLE } { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4INTS } { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4SURNAME } { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4ADDRESS }

Dear { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4TITLE } { MERGEFIELD
FW\_EMP\_WITDET\_2\_FWWIT4SURNAME }

Re: { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Yours sincerely



# **APPROVAL (DISC)**



Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_INITIALS\_1 } {
MERGEFIELD LINKNAME\_SURNAME\_1 }
{ MERGEFIELD CALCULATION\_ADDRESS }

Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

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MERGEFIELD LINKNAME\_SURNAME\_1 }
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Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely







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Brief details of the strength of your case.

It is clear, from the manner in which our client has been treated that our client continuing employment with the Company is untenable for both parties.

We have advised our client that if he/she was to pursue a claim in the Employment Tribunal, he/she would be successful. No doubt you are aware that the limits for unfair dismissal award are £88,519.00 and the awards for discrimination are unlimited.

If the situation is not resolved amicably, our client will be left with no option but to file such claims in the Employment Tribunal.

Our client has advised us that he/she would be prepared to sign a Settlement Agreement provided he/she receives the following:

- 1. His contractual notice; { MERGEFIELD FW\_EMP\_TRMS\_DTS\_FW\_NOTICE\_CNTR }
- 2. (?) months' gross pay; £
- 3. accrued but untaken holiday pay; { MERGEFIELD FW EMP CLM\_DET\_FW\_HOL\_PAY\_AMT \# £#,##.00}
- 4. Injury to feeling of { MERGEFIELD FW\_EMP\_CLM\_DET\_FW\_INJ\_FLGS\_AMT \# £#,##.00}

Further, our client would want an agreed reference and a contribution to his/her legal fees of £{ MERGEFIELD FW\_EMP\_SETT\_AG\_FW\_CONTRIB\_AMT }. This would of course increase if matters are not resolved quickly.

Our client has made an offer very early in order to try and resolve matters amicably and in the interest of all parties concerned. Our client is disappointed with the way he/she has been treated but would like a resolution.

We look forward to hearing from you.

Yours faithfully







T: 0330 060 4940

Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

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	FW_EMP_	_TRMS_DTS_FW_N	IOTICE_CNTR }		

2. (?) months' gross pay; £

3.	accrued	but	untaken	holiday	pay;	{	MERGEFIELD
	FW EMP	<b>CLM DET</b>	FW HOL	PAY AMT \# £	#,##.00}		

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{ SET LETTER{ DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4TITLE } { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4INTS } { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4SURNAME } { MERGEFIELD FW EMP WITDET 2 FWWIT4ADDRESS }

Dear { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4TITLE } { MERGEFIELD
FW\_EMP\_WITDET\_2\_FWWIT4SURNAME }

#### Re: { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

We have been instructed by our client { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }. We have set out our client's position in his/her disciplinary/open letter.

Brief details of the strength of your case.

It is clear, from the manner in which our client has been treated that our client continuing employment with the Company is untenable for both parties.

We have advised our client that if he/she was to pursue a claim in the Employment Tribunal, he/she would be successful. No doubt you are aware that the limits for unfair dismissal award are £88,519.00 and the awards for discrimination are unlimited.

If the situation is not resolved amicably, our client will be left with no option but to file such claims in the Employment Tribunal.

Our client has advised us that he/she would be prepared to sign a Settlement Agreement provided he/she receives the following:

- 1. His contractual notice; { MERGEFIELD FW\_EMP\_TRMS\_DTS\_FW\_NOTICE\_CNTR }
- 2. (?) months' gross pay; £

- 3. accrued but untaken holiday pay; { MERGEFIELD FW\_EMP\_CLM\_DET\_FW\_HOL\_PAY\_AMT \# £#,##.00}
- 4. Injury to feeling of { MERGEFIELD FW\_EMP\_CLM\_DET\_FW\_INJ\_FLGS\_AMT \# £#,##.00}

Further, our client would want an agreed reference and a contribution to his/her legal fees of £{ MERGEFIELD FW\_EMP\_SETT\_AG\_FW\_CONTRIB\_AMT }. This would of course increase if matters are not resolved quickly.

Our client has made an offer very early in order to try and resolve matters amicably and in the interest of all parties concerned. Our client is disappointed with the way he/she has been treated but would like a resolution.

We look forward to hearing from you.

Yours sincerely





T: 0330 060 4940

Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

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{ MERGEFIELD FW\_EMPLOYER\_FW\_EMPR\_CO\_NM }
{ MERGEFIELD FW\_EMPLOYER\_FW\_EMPR\_MN\_ADR }

**Dear Sirs** 

Re: { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Yours faithfully





Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

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Dear { MERGEFIELD FW\_EMPCONT\_1\_FW\_EMPCONT1\_TTL } { MERGEFIELD
FW\_EMPCONT\_1\_FW\_EMPCONT1\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely





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client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

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Dear { MERGEFIELD FW\_EMPCONT\_1\_FW\_EMPCONT2\_TTL } { MERGEFIELD
FW\_EMPCONT\_1\_FW\_EMPCONT2\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely





Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

Your Ref:

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Dear { MERGEFIELD FW\_EMPCONT\_2\_FW\_EMPCONT3\_TTL } { MERGEFIELD FW\_EMPCONT\_2\_FW\_EMPCONT3\_SN }

Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

Yours sincerely





Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client\_no }/{ MERGEFIELD matter\_no }

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Dear { MERGEFIELD FW\_EMP\_WITDET\_2\_FWWIT4TITLE } { MERGEFIELD
FW\_EMP\_WITDET\_2\_FWWIT4SURNAME }

Re: { MERGEFIELD LINKNAME\_FORENAME\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

Yours sincerely



# **DISCIPLINARY HEARING**



Our Ref: { MERGEFIELD MATTER\_FEE\_EARNER\_ID }/{ MERGEFIELD

client no }/{ MERGEFIELD matter no }

Your Ref:

{ SET LETTER { DATE \@ "d MMMM yyyy" } }{ref LETTER \@ "d MMMM yyyy" \ \\* MERGEFORMAT }

{ MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_INITIALS\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 } { MERGEFIELD CALCULATION\_ADDRESS }

Dear { MERGEFIELD LINKNAME\_TITLE\_1 } { MERGEFIELD LINKNAME\_SURNAME\_1 }

#### Re: { MERGEFIELD MATTER\_MATTER\_DESCRIPTION }

We confirm that we have now received your outcome for the disciplinary. If you wish to appeal this disciplinary then you need to do this within [?] days and I calculate your appeal must be sent to your employer by { MERGEFIELD FW\_EMP\_HRTGS\_FW\_APPEAL\_DUE \@ "d MMMM yyyy"}.

If we need more time to appeal I can write to your employer and confirm that you intend to appeal and you will shortly provide them with full grounds.

If you are happy with the outcome then you do not have to appeal. If you are unhappy with the outcome and you intend to take matters further against your employer to a tribunal or you wish to try and encourage a settlement then you should appeal.

In my view the grounds of appeal you have are:

1.

You should note that your employer can change the decision of the disciplinary at the appeal. This includes reinstatement/dismissal. If you do not want to be reinstated then we need to make this clear. Otherwise you may have to accept the reinstatement if that is what they decide or resign. We will discuss this further should the situation arise.

As a rule of thumb anything you miss out at your appeal you will find it hard to raise at a letter date e.g. at a tribunal hearing.

If you do not wish to attend a hearing for the appeal you can ask that they deal with you in writing, however your employer may insist on you attending the meeting.

Please let me know if you would like me to draft your appeal.

If you have any queries please do not hesitate to contact me.

Yours sincerely