

Under the Employment Relations Act 2000

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND OFFICE**

BETWEEN Robyn Eisenhut (Applicant)
AND Spotless Services Limited (Respondent)
REPRESENTATIVES Garry Pollak, Counsel for Applicant
Richard Harrison, Counsel for Respondent
MEMBER OF AUTHORITY Dzintra King
MEMORANDA RECEIVED 6 December 2004 from Applicant
5 January 2005 from Respondent
DATE OF DETERMINATION 17 February 2005

DETERMINATION OF THE AUTHORITY

The applicant's costs total \$4158.50. Expenses total \$199.10 plus the \$70 filing fee. The applicant seeks an award of \$5,000. This is more than the amount incurred. Mr Pollak accepted that the matter was not complex, and that there was nothing out of the ordinary in relation to the manner in which the case was conducted.

The respondent agrees that there were no unusual features and that the amount awarded should be no more than \$1,500.

The hourly rate was \$300. The matter did not take a full day. Six hours at \$300 is \$1,800. A day for preparation is an additional \$1,800 giving a total of \$3,600. The actual costs incurred cannot be said to be unreasonable.

A reasonable contribution to those costs is \$2,500. In addition the respondent is to pay the expenses and the filing fee, a total of \$269.10.

Dzintra King
Member of Employment Relations Authority