



Employment Court of New Zealand

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Richora Group Limited v Cheng [2018] NZEmpC 134 (13 November 2018)

Last Updated: 16 November 2018

IN THE EMPLOYMENT COURT
AUCKLAND

[\[2018\] NZEmpC 134](#)
EMPC 53/2018

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER OF	an application for costs
BETWEEN	RICHORA GROUP LIMITED Plaintiff
AND	WAI YING (MELODY) CHENG Defendant

Hearing: On the papers
Appearances: No appearance for plaintiff
E Reilly, counsel for defendant
Judgment: 13 November 2018

COSTS JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

[1] The defendant applies for costs against the plaintiff following the Court's judgment finding that the defendant was unjustifiably dismissed from her employment with the company.¹

[2] The proceeding was given a provisional costs categorisation of 1B (under the Court's costs guideline scale) at the initial directions conference.² In my substantive judgment I invited the parties to agree costs, and set a timetable for filing submissions if that did not prove possible. The parties have not been able to reach agreement. The defendant (who was wholly successful in defending the plaintiff's challenge) has filed an application for costs. The plaintiff has filed no submissions in response.

¹ *Richora Group Ltd v Cheng* [\[2018\] NZEmpC 113](#).

² See Practice Direction – Costs – Guideline Scale <www.employmentcourt.govt.nz>.

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[3] The defendant seeks a contribution to costs calculated on a 1B basis, totalling \$13,468.00. I am satisfied that a contribution of the amount sought is appropriate.

[4] The plaintiff is accordingly ordered to pay the defendant a contribution to costs of \$13,468.00. Such sum is to be paid within 14 days of today's date.

Christina Inglis Chief Judge

Judgment signed at 2.45 pm on 13 November 2018

