

**IN THE EMPLOYMENT COURT
AUCKLAND**

**[2012] NZEmpC 3
ARC 99/11**

IN THE MATTER OF proceedings for breach of employment
agreement

AND IN THE MATTER OF a without notice application for freezing
order

BETWEEN M LIMITED (IN LIQUIDATION)
Plaintiff

AND J
Defendant

Hearing: By written submissions filed on 18 and 20 January 2012

Judgment: 20 January 2012

JUDGMENT (NO 3) OF CHIEF JUDGE GL COLGAN

[1] The parties have settled this and associated proceedings between them in the Employment Relations Authority on a basis that they wish to be confidential but which includes that the judgments of this Court do not identify the defendant. This is private as opposed to public litigation and I am satisfied that the interests of justice do not require identification of the defendant. The defendant's anonymity is one of the conditions upon which a proper settlement has been able to be achieved.

[2] The proceeding in this Court is thereby discontinued and the copies of the three judgments of the Court¹ (other than the originals and those sent to the parties themselves) shall anonymise the defendant by referring only to an alphabetical letter. The plaintiff's exact identity will also be anonymised similarly to preserve the defendant's anonymity. For the same reason, so too will be some details about the

¹ [2011] NZEmpC 174, [2011] NZEmpC 176, [2012] NZEmpC 3.

plaintiff's country of origin and his bank account. None of these details is necessary to understand what the court has done and why.

[3] The court file is not to be inspected by any person other than the parties or their duly authorised representatives without leave of a Judge.

[4] There are no orders for costs. The scheduled hearing for 23 January 2012 is vacated.

GL Colgan
Chief Judge

Judgment signed at 3.30 pm on Friday 20 January 2012