

**IN THE EMPLOYMENT COURT  
AUCKLAND**

**[2012] NZEmpC 72  
ARC 58/11**

IN THE MATTER OF      a challenge to a determination of the  
Employment Relations Authority

BETWEEN                      GRANT BORRILL  
Plaintiff

AND                              ELITE FITNESS EQUIPMENT LIMITED  
Defendant

Counsel:      Mr Harrison, counsel for the plaintiff  
                    Mr Gallagher, counsel for the defendant

Judgment:      1 May 2012

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**CONSENT JUDGMENT OF JUDGE CHRISTINA INGLIS**

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[1]      This matter comprises a challenge to the whole of a determination given by the Employment Relations Authority.<sup>1</sup>

[2]      The parties have agreed terms of settlement which dispose of all issues in these proceedings.

[3]      By consent, the determination of the Authority is set aside.

[4]      The Authority's findings as to the dismissal are no longer challenged by the plaintiff.

[5]      The plaintiff agrees to pay the defendant the sum of \$500, to be paid by way of weekly instalments of \$50.00. The first payment is to be made within five working days of today's date.

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<sup>1</sup> [2011] NZERA Auckland 331.

[6] A notice of discontinuance will be filed forthwith.

[7] There is no issue as to costs.

Christina Inglis  
Judge

Judgment signed at 2pm on 1 May 2012