

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

AA 257/09
5141643

BETWEEN CRAIG BUSCH
 Applicant

AND ZION WILDLIFE GARDENS
 LIMITED
 First Respondent

AND

 ZION WILDLIFE SERVICES
 LIMITED
 Second Respondent

Member of Authority: Yvonne Oldfield

Representatives: Daniel Erickson and Kate Ashcroft for applicant,
 Tony Drake and Laurene Holley for respondents

Submissions received: 29 and 31 July from Applicant
 30 July from Respondent

Determination: 31 July 2009

**DETERMINATION OF THE AUTHORITY ON AN APPLICATION FOR
STAY OF PROCEEDINGS**

Employment Relationship Problem

[1] This employment relationship problem concerns a personal grievance and a counter claim based on alleged breaches of the employment agreement. The Authority is already part way through its investigation of both aspects of the problem and this is scheduled to resume on Monday 3 August 2009.

[2] Late on Wednesday 29 July 2009 the applicant furnished a memorandum withdrawing his personal grievance and seeking a stay of proceedings related to the counterclaim. In a conference call yesterday both parties confirmed that they wished

me to determine the application on the basis of written submissions, with a brief right of reply for the applicant. I now proceed to record the outcome in relation to the application, perhaps more properly referred to as a request that the Authority suspend its investigation of the employment relationship problem which remains between the parties. Because of the time constraints, and as discussed with the parties, full reasons are to follow later.

[3] The application for stay of proceedings or suspension of the Authority's investigation is declined.

Yvonne Oldfield

Member of the Employment Relations Authority