

John Doe vs. ExampleCompany GmbH

Filed: March 25, 2023

Claimant: John Doe

Defendant: ExampleCompany GmbH

Legal Representation for Claimant: Jonathan Smith, Attorney at Law

Legal Representation for Defendant: [Defendant's Attorney's Name]

Statement of Claim:

1 1 Introduction:

- This lawsuit is filed under the jurisdiction of the German Labour Courts.
- The Claimant, John Doe, alleges wrongful termination of employment by the Defendant, ExampleCompany GmbH, in violation of the Kündigungsschutzgesetz (KSchG) and Bürgerliches Gesetzbuch (BGB).

• 2 Basis of Claim:

- The Defendant terminated the Claimant's employment without observing the statutory notice period as per §622 BGB.
- The termination lacked social justification, violating §1 KSchG.
- The Defendant failed to consult with the works council in accordance with §102 BetrVG, if it was required by the size and structure of the company.

1 3 Relief Sought:

- Reinstatement of the Claimant to his former position or a comparable position as per §9 KSchG.
- Compensation for lost wages and benefits from the date of termination to the date of reinstatement.
- Severance payment in accordance with §10 KSchG, calculated based on the Claimant's length of service and salary.

Prayer for Relief:

The Claimant respectfully requests the Court to:

- Declare the termination null and void.
- Order the reinstatement of the Claimant.
- Award damages as described above.
- Any other relief the Court deems just and proper.

Date: March 25, 2023

Signature:

Jonathan Smith