



EUROPEAN COURT OF HUMAN RIGHTS  
COUR EUROPÉENNE DES DROITS DE L'HOMME

FIRST SECTION

DECISION

Application no. 44256/08  
Aleksandr Ivanovich BYATENKOV and others  
against Russia

The European Court of Human Rights (First Section), sitting on 3 July 2012 as a Committee composed of:

Linos-Alexandre Sicilianos, *President*,

Anatoly Kovler,

Erik Møse, *judges*,

and André Wampach, *Deputy Section Registrar*,

Having regard to the above application lodged on 8 July 2008,

Having deliberated, decides as follows:

THE FACTS

The applicants are twenty-seven Russian nationals living in the Sysolskiy District of the Komi Republic. Their names and years of birth are tabulated below. The Russian Government (“the Government”) were represented by Mr G. Matyushkin, the Representative of the Russian Federation at the European Court of Human Rights.

On the dates tabulated below the Justice of the Peace of the Sysolskiy Court Circuit of the Komi Republic by separate judgments ordered a municipal unitary enterprise “Sysolskoye proizvodstvennoye obyedineniye “Zhilkomkhov” («МУП «Сысольское производственное объединение «Жилкомхоз»») to pay the applicants salary arrears. The awards remained unenforced. The applicants complained under Articles 6 § 1 and 13 of the Convention and Article 1 of Protocol No. 1 about non-enforcement of the final domestic court judgments in their favour.

On 18 May 2011 the Court communicated the case to the respondent Government under Rule 54 § 2 (b) of the Rules of Court.

By letter of 21 September 2011 the applicants were invited to submit, by 23 November 2011, their comments on the Government's observations, together with any claims for just satisfaction. The applicants did not reply.

By letter dated 20 January 2012 sent by registered post, the applicants were notified that the period allowed for submission of the observations had expired on 23 November 2011 and that no extension of time had been requested. The applicants' attention was drawn to Article 37 § 1 (a) of the Convention, which provides that the Court may strike a case out of its list of cases where the circumstances lead to the conclusion that the applicants do not intend to pursue the application. As it follows from the acknowledgment-of-receipt card which returned to the Court, on 21 February 2012 Mr Kiryakov, the applicant who acted as contact person for the others applicants in the present case, received the strike-out warning. No response followed.

## THE LAW

Having regard to the correspondence with the applicants, the Court finds that they may be regarded as no longer wishing to pursue their application, within the meaning of Article 37 § 1 (a) of the Convention. Furthermore, in accordance with Article 37 § 1 in fine, the Court finds no special circumstances regarding respect for human rights as defined in the Convention and its Protocols which require the continued examination of the case.

For these reasons, the Court unanimously

*Decides* to strike the application out of its list of cases.

André Wampach  
Deputy Registrar

Linos-Alexandre Sicilianos  
President

**APPENDIX**

	<b>The applicants' names</b>	<b>Year of birth</b>	<b>Final domestic judgment</b>
<b>1.</b>	<b>Aleksandr Ivanovich BYATENKOV</b>	<b>1951</b>	31/08/2006, in force as of 15/09/2006
<b>2.</b>	<b>Mikhail Mikhaylovich GLAVINSKIY</b>	<b>1968</b>	
<b>3.</b>	<b>Yelena Vasilyevna BERSENEVA</b>	<b>1954</b>	
<b>4.</b>	<b>Pavel Georgiyevich BERSENEV</b>	<b>1955</b>	
<b>5.</b>	<b>Anatoliy Fedorovich TIFOY</b>	<b>1967</b>	
<b>6.</b>	<b>Dmitriy Viktorovich YELKIN</b>	<b>1979</b>	
<b>7.</b>	<b>Aleksandr Alekseyevich MALTSEV</b>	<b>1966</b>	
<b>8.</b>	<b>Vladimir Aleksandrovich PINZAR</b>	<b>1971</b>	
<b>9.</b>	<b>Sergey Aleksandrovich PUNEGOV</b>	<b>1977</b>	
<b>10.</b>	<b>Aleksandr Nikolayevich KIRYAKOV</b>	<b>1965</b>	
<b>11.</b>	<b>Aleksandr Aleksandrovich SHERSTYUKOV</b>	<b>1965</b>	
<b>12.</b>	<b>Dmitriy Mikhaylovich LAPAYEV</b>	<b>1977</b>	
<b>13.</b>	<b>Valentina Feliksovna KARMANOVA</b>	<b>1959</b>	
<b>14.</b>	<b>Marina Geliosovna NOSKOVA</b>	<b>1955</b>	
<b>15.</b>	<b>Aleksandra Panteleymonovna KOROSTYLEVA</b>	<b>1956</b>	
<b>16.</b>	<b>Yelena Fedorovna NOSKOVA</b>	<b>1956</b>	
<b>17.</b>	<b>Olga Vitalyevna SEMENCHINA</b>	<b>1969</b>	
<b>18.</b>	<b>Aleksandr Ivanovich LAPSHIN</b>	<b>1961</b>	
<b>19.</b>	<b>Natalya Pavlovna BERSENEVA</b>	<b>1975</b>	

20.	<b>Vitaliy Aleksandrovich SOLOMATIN</b>	<b>1972</b>	31/08/2006, in force as of 15/09/2006
21.	<b>Konstantin Anatolyevich SELKOV</b>	<b>1970</b>	19/10/2006, in force as of 31/10/2006
22.	<b>Petr Sergeyevich KOROSTYLEV</b>	<b>1959</b>	
23.	<b>Vyacheslav Nikolayevich MOROKHIN</b>	<b>1982</b>	
24.	<b>Ivan Alekseyevich KARMANOV</b>	<b>1964</b>	
25.	<b>Valeriy Nikolayevich SEMENCHIN</b>	<b>1965</b>	
26.	<b>Valeriy Stepanovich SAINSUS</b>	<b>1956</b>	
27.	<b>Igor Vladimirovich LEBED</b>	<b>1956</b>	16/05/2006, in force as of 16/08/2006