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

FIRST SECTION

DECISION

Application no. 28326/11
Piotr CHOLEWIŃSKI
against Poland

The European Court of Human Rights (First Section), sitting on 12 December 2017 as a Committee composed of:

Aleš Pejchal, *President,*
Krzysztof Wojtyczek,
Armen Harutyunyan, *judges,*

and Renata Degener, *Deputy Section Registrar,*

Having regard to the above application lodged on 28 April 2011,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

1. The applicant, Mr Piotr Cholewiński, is a Polish national, who was born in 1979 and lived in Katowice.

2. The applicant's complaint about the length of the criminal proceedings against him (Article 6 § 1 of the Convention) was communicated to the Polish Government, who were represented by their Agent, Ms J. Chrzanowska, of the Ministry of Foreign Affairs.

3. The applicant failed to respond to the Registry's letters of 23 September and 14 December 2016, sent by registered post to his two known addresses, reminding him that the period allowed for submission of his comments on the Government's unilateral declaration had expired on 17 August and 21 October 2016, respectively. The applicant's attention was drawn to Article 37 § 1 (a) of the Convention and the most recent time-limit was fixed at 11 January 2017. Both letters were returned unclaimed, with the annotation on the envelope: "addressee unknown".

4. The applicant has not kept any contact with the Court since his last letter from February 2013.

THE LAW

5. The Court considers that, in these circumstances, the applicant may be regarded as no longer wishing to pursue his 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.

6. In view of the above, it is appropriate to strike the case out of the list.

For these reasons, the Court, unanimously,

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

Done in English and notified in writing on 11 January 2018.

Renata Degener
Deputy Registrar

Aleš Pejchal
President