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

THIRD SECTION

DECISION

Applications nos. 41387/20 and 41446/20
Yekaterina Yeruslanovna GORYAYNOVA against Russia
and Vitaliy Aleksandrovich GORYAYNOV against Russia

The European Court of Human Rights (Third Section), sitting on 19 May 2022 as a Committee composed of:

Darian Pavli, *President,*
Andreas Zünd,
Mikhail Lobov, *judges,*
and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above applications lodged on the various dates indicated in the appended table,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The list of the applicants is set out in the appendix. The applicants are the mother and her son. They form a household.

The applicants' complaints under Article 8 § 1 of the Convention concerning Mr Goryaynov's allocation or transfer to a remote penal facility irrespective of family life considerations, as well as under Article 13 concerning the lack of any effective remedy in domestic law, were communicated to the Russian Government ("the Government").

By letter dated 23 August 2021, sent by registered post, the applicants were notified that the period allowed for submission of their position concerning the friendly settlement proposal, as well as for providing any update on the situation, had expired 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 an application out of its list of cases where the circumstances lead to the conclusion that the applicant does not intend to pursue the application.

By a letter received by the Court on 11 October 2021 the applicants' representative, Mr A. Andreyev, informed the Court of the applicants'

willingness to sign a friendly settlement with the Government. He, however, failed to submit the signed declarations.

By letter dated 12 October 2021, sent through the Court's Electronic Communications Service (eComms), the applicants' representative was invited to submit the declaration by 9 November 2021. This letter was consulted by Mr Andreyev on 15 October 2021; however, no response has followed. There was no further information from the applicants or their representative confirming their intention to pursue the application.

THE LAW

Having regard to the similar subject matter of the applications, the Court finds it appropriate to examine them jointly in a single decision.

In the light of the foregoing, and in the absence of any special circumstances regarding respect for the rights guaranteed by the Convention and the Protocols thereto, the Court, in accordance with Article 37 § 1 (a) of the Convention, considers that it is no longer justified to continue the examination of the applications.

Accordingly, the cases should be struck out of the list.

For these reasons, the Court, unanimously,

Decides to join the applications;

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

Done in English and notified in writing on 9 June 2022.

Viktoriya Maradudina	Darian Pavli
Acting Deputy Registrar	President

APPENDIX

List of applications raising complaints under Article 8 § 1 of the Convention
(allocation or transfer to a remote penal facility irrespective of family life considerations)

Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Other complaints under well-established case-law	Date of the Court's letters
41387/20 30/08/2020 AND 41446/20 31/08/2020	**Household** **Yekaterina Yeruslanovna GORYAYNOVA** 1964 **Vitaliy Aleksandrovich GORYAYNOV** 1986	Andreyev Ashot Aleksandrovich Syktyvkar	Art. 13 - lack of any effective remedy in domestic law in respect of allocation to a remote detention facility	23/08/2021 - sent by registered post 12/10/2021 - sent by eComms