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

FOURTH SECTION

DECISION

Application no. 35238/16
Viorel RADU against Romania
and 7 other applications
(see appended table)

The European Court of Human Rights (Fourth Section), sitting on 20 October 2022 as a Committee composed of:

Armen Harutyunyan*, President*,
Jolien Schukking,
Ana Maria Guerra Martins*, 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' complaints under Article 3 of the Convention concerning the inadequate conditions of detention were communicated to the Romanian Government (see the appended table for the relevant dates), the friendly settlement procedure being set in motion through the offices of the Registrar upon communication.

No reply was received by the Court from the applicants within the provided deadline. By letters sent by registered post, the applicants were notified that the Court received no response within the time allowed for the submission thereof (see the appended table for the relevant dates). The applicants' attention was further 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.

The registered letters either returned to the Court as unclaimed or were received by the applicants (see details in the appended table). No reply to the letters has been received by the Court and there are no previous letters from

the applicants informing the Court about the change of address. Even though all the applicants had been released from prison several years before the date of this decision, the last correspondence from them also dates back several years (see the appended table for the relevant dates).

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, in the absence of any correspondence from the applicants for several years and considering that no reply was received to the Court's letters, the Court concludes that the applicants may be regarded as no longer wishing to pursue the applications (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 the Protocols thereto which require the continued examination of the applications.

In view of the above, it is appropriate to strike the cases 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 10 November 2022.

Viktoriya Maradudina Acting Deputy Registrar	Armen Harutyunyan President

APPENDIX

List of applications raising complaints under Article 3 of the Convention (inadequate conditions of detention)

No.	Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Date of the applicant's last letter to the Court	Date of communication	Date of the Court's registered letter	Date of return of the registered letter	New time-limit for submission of response by the applicant	Date of the applicant's release from prison
1.	35238/16 01/08/2016	**Viorel RADU** 1980		24/01/2017	21/10/2021	15/06/2022	27/06/2022 (unclaimed)	13/07/2022	20/12/2016
2.	35407/16 25/07/2016	**Lucreţiu-Marcel TALIE** 1988		03/05/2017	23/09/2021	20/06/2022	30/06/2022 (unclaimed)	18/07/2022	28/03/2017
3.	35882/16 05/10/2016	**Duca STĂNESCU** 1955		16/11/2016	21/10/2021	10/06/2022	29/06/2022 (unclaimed)	08/07/2022	26/07/2016
4.	37460/16 02/08/2016	**Francisc-Florin LĂCĂTUȘU** 1979		17/02/2017	26/08/2021	06/07/2022	15/07/2022 (unclaimed)	12/09/2022	07/02/2017
5.	39086/16 24/10/2016	**Petrică CONDRUZ** 1954		11/01/2017	26/08/2021	06/07/2022	26/07/2022 (unclaimed)	12/09/2022	13/12/2016
6.	12139/17 06/02/2017	**Nistor LUNKUI** 1978	Vasile Rareș Biro Satu-Mare	23/05/2017	21/10/2021	15/06/2022	28/06/2022 (delivered)	13/07/2022	22/11/2016
7.	35053/17 16/06/2017	**Adrian STĂNILĂ** 1978		21/07/2017	23/09/2021	15/06/2022	27/06/2022 (delivered)	13/07/2022	28/04/2017
8.	39079/17 15/05/2017	**Nicolae NICOLESCU** 1958		15/05/2017	23/09/2021	15/06/2022	27/06/2022 (delivered)	13/07/2022	22/11/2016