



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

FIRST SECTION

DECISION

Application no. 25899/08
Aleksandr TINYAYEV against Russia
and 7 other applications
(see list appended)

The European Court of Human Rights (First Section), sitting on 28 May 2013 as a Committee composed of:

Khanlar Hajiyeu, *President*,

Erik Møse,

Dmitry Dedov, *judges*,

and André Wampach, *Deputy Section Registrar*,

Having regard to the above applications lodged on the dates set out in the appendix,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

1. A list of the applicants is set out in the appendix.
2. The respondent Government were represented by Mr G. Matyushkin, Representative of the Russian Federation at the European Court of Human Rights.
3. The applicants complained, among other matters, about poor conditions of their detention in Russian penitentiary facilities.
4. The applications had been communicated to the Government, who submitted their observations on the admissibility and merits or the unilateral declarations.
5. By letters of various dates, the Government's submissions were forwarded to the applicants who were requested to comment on them. No replies were received to the Court's letters.

6. Following their failure to reply by the time-limit set by the Court, the applicants were notified by letters sent by registered post that the period allowed for their submissions 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 a case out of its list of cases where the circumstances lead to the conclusion that the applicants do not intend to pursue the applications.

7. As the applicants were detained at the material time in penitentiary facilities, on 22 February 2013 the Court requested the Government to submit evidence that the letters had reached the applicants. On 5 April 2013 the Government submitted extracts from correspondence registers and receipts showing that the applicants had received the Court's correspondence.

THE LAW

8. The Court decides to consider the applications in a single decision.

9. The Court considers that, in these circumstances, the applicants may be regarded as no longer wishing to pursue their applications, 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 cases.

10. 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.

André Wampach
Deputy Registrar

Khanlar Hajiyev
President

APPENDIX

No	Application No	Lodged on	Applicant Date of birth Place of residence	Represented by
1.	25899/08	23/03/2008	Aleksandr Anatolyevich TINYAYEV 28/07/1959 Prudy	
2.	14644/09	03/02/2009	Ivan Vasilyevich KUDINOV 10/12/1977 Bataysk	
3.	15382/09	11/02/2009	Yelena Sergeevna METALNIKOVA 24/10/1963 Zaozernoye	
4.	25454/09	21/04/2009	Sergey Sergeevich KOZLOV 02/06/1989 Norilsk	
5.	42115/09	22/06/2009	Sergey Anatolyevich SUBBOTIN 08/04/1966 Bataysk	
6.	15658/10	14/12/2009	Anton Igorevich MUSTAFAYEV 30/09/1982 Pakino	
7.	54559/10	11/08/2010	Anatoliy Mikhaylovich BONDARENKO 17/09/1987 Slavyanovka	
8.	70760/10	24/01/2011	Sergey Vasilyevich SUKHOV 03/06/1979 Slavyanovka	