



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

## FIRST SECTION

### DECISION

Application no. 34866/10  
Nikolay Grigoryevich LIPILIN  
against Russia

The European Court of Human Rights (First Section), sitting on 14 January 2014 as a Committee composed of:

Khanlar Hajiyev, *President*,

Erik Møse,

Dmitry Dedov, *judges*,

and André Wampach, *Deputy Section Registrar*,

Having regard to the above application lodged on 25 May 2010,

Having deliberated, decides as follows:

## FACTS AND PROCEDURE

The applicant, Mr Nikolay Grigoryevich Lipilin, is a Russian national, who was born in 1958 and lives in Novonikolayevskiy, Volgograd region.

The Russian Government (“the Government”) were represented by Mr G. Matyushkin, Representative of the Russian Federation at the European Court of Human Rights.

The applicant complained, *inter alia*, under Article 6 § 1 of the Convention that a judgment in his civil case had not been pronounced publicly and that an appeal hearing in his case had been held in his absence.

The applicant’s complaints under Article 6 § 1 were communicated to the Government, who submitted their observations on the admissibility and merits. The observations were forwarded to the applicant, who was invited to submit his own observations. No reply was received to the Registry’s letter.

By letter dated 3 October 2012, sent by registered post, the applicant was notified that the period allowed for submission of his observations had expired on 2 August 2012 and that no extension of time had been requested. The applicant’s 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 applicant does not intend to pursue the application. The applicant received this letter on 19 October 2012. However, no response has been received.

## THE LAW

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.

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.

André Wampach  
Deputy Registrar

Khanlar Hajiyev  
President