



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

Ms M. Haanstra
Het Raadskwartier Advocaten
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THIRD SECTION

ECHR-LE2,2R
AVS/maa

16 August 2010

BY FAX AND MAIL (fax no. +31 505 77 22 88
Total no. of pages: 2)

Application no. 46538/10
 v. the Netherlands

Your ref.: MH/200723

Dear Madam,

I acknowledge receipt of your faxes of 16 August 2010 requesting the European Court of Human Rights under Rule 39 of the Rules of Court to indicate to the Government of the Netherlands not to expel your client to Mogadishu, Somalia, pending the proceedings before the Court.

Your file has been given the above number. You must refer to it in any further correspondence relating to this case.

On 16 August 2010 the President of the Chamber to which the case has been allocated decided, in the interests of the parties and the proper conduct of the proceedings before the Court, to indicate to the Government of the Netherlands, under Rule 39 of the Rules of Court, that the applicant should not be expelled Mogadishu, Somalia, for the duration of the proceedings before the Court.

The parties' attention is drawn to the fact that failure of a Contracting State to comply with a measure indicated under Rule 39 may entail a breach of Article 34 of the Convention. In this connection, reference is made to paragraphs 128 and 129 of the Grand Chamber judgment of 4 February 2005 in the case of *Mamatkulov and Askarov v. Turkey* (applications nos. 46827/99 and 46951/99) as well as point 5 of the operative part.

The President decided to give priority to the application under Rule 41.

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Since we only received your application by fax, you are hereby requested to send the original, duly completed and signed hard copy of the application form as well as of the authority form by post without delay, but in any case before **30 August 2010**. Should you fail to do so, I should draw your attention to the fact that your application may be rejected as unsubstantiated.

For safety reasons, any object sent to the Court without having being expressly requested by the Registry will be destroyed immediately together with the cover letter. If you consider sending documents other than on paper, you should first get in touch with the Registry.

In order to process your application more efficiently, please find enclosed with the hard copy of this letter a set of 10 barcode labels for your use exclusively in this case. If you send the Registry a letter or any other correspondence, please stick one of the barcode labels on the top right-hand corner of the first page of the correspondence.

Please inform me of any change in your address or that of your client.

Yours faithfully,



Santiago Quesada
Section Registrar

Enc: Barcode labels