



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

Mr A.J.J. FRAANJE
Advocaat
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THIRD SECTION

ECHR-LE2.2R
NM/up

23 June 2010

**BY FAX AND MAIL (fax no. +31 78 614 5525
Total no. of pages: 2)**

Application no. 34698/10

1 v. the Netherlands

Dear Sir,

I acknowledge receipt on 23 June 2010 of your fax of 23 June 2010 requesting the European Court of Human Rights under Rule 39 of the Rules of Court not to expel the applicant to 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 23 June 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 to 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.

Since we only received your application by fax, you are hereby requested to send a duly

completed and signed hard copy of the application form by post without delay, but in any case before **7 July 2010**. Should you fail to do so, I should draw your attention to the fact that your application may be rejected as unsubstantiated. The Court will deal with the case on the basis of the information and documents submitted by you. The proceedings are primarily in writing and you will only be required to appear in person if the Court invites you to do so. You will be informed of any decision taken by the Court.

I further note that your application form did not include an original and duly completed authority form as attached to this letter. You are hereby requested to submit the completed authority form (*i.e. no copy or fax*) before **7 July 2010**.

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 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,



S. Naismith
Deputy Section Registrar

Enc: Authority form

(Please note that enclosure to this letter will be posted to your address.)