

1183/2012/MMN

S2012-157082

BEYER Severine

From: Euro-Ombudsman
Sent: 07 June 2012 18:06
To: [REDACTED]
Subject: Complaint 1183/2012/MMN

Dear [REDACTED],

On 2 May 2012, you submitted a complaint to the European Ombudsman against the European Anti-Fraud Office ('OLAF') concerning the latter's handling of a complaint against the Fundamental Rights Agency ('FRA') that you had submitted to it. This complaint, which was registered as complaint 896/2012/MMN, was considered as inadmissible by the Ombudsman in his letter of 25 May 2012. This decision was based, *inter alia*, on the assumption that OLAF had replied to your relevant letter of 24 September 2009 and that this reply pre-dated the period of 2 years during which complaints can be lodged with the Ombudsman.

On the same date, you wrote again to the Ombudsman indicating that OLAF never replied to your request for clarifications concerning its decision to close the investigation relating to the FRA. This e-mail has been registered as a new complaint (i.e., complaint 1183/2012/MMN).

As you have already been informed, I have been assigned responsibility for your case. I understand that you wish to make the following allegation and claim.

Allegation:

OLAF failed to reply to your request for clarifications concerning its reasons to close the investigation against the FRA, which was dated 24 September 2009.

Claim:

OLAF should reply to your request for clarifications concerning its reasons to close the investigation against the FRA, which was dated 24 September 2009.

Given that, according to you, OLAF has still not replied to your letter of 24 September 2009, the two-year time-limit to lodge a complaint established by Article 2(4) of the Statute of the European Ombudsman would not appear to stand in the way of your complaint.

The Ombudsman has instructed me to contact OLAF's services in order to explore the possibility of finding a rapid solution to your complaint.

I will get back to you as soon as OLAF informs me of its position. If you have any questions, please feel free to contact me at the following telephone number: + 33 388172401.

Yours sincerely,



European Ombudsman

Martín Martínez Navarro

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