



# *The Human Rights Advisory Panel*

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## **DECISION**

**Date of adoption: 9 September 2010**

**Case No. 334/09**

**Verica PATRNOGIĆ**

**against**

**UNMIK**

The Human Rights Advisory Panel on 9 September 2010,  
with the following members present:

Mr Marek NOWICKI, Presiding Member  
Mr Paul LEMMENS  
Ms Christine CHINKIN

Assisted by

Mr Rajesh TALWAR, Executive Officer

Having considered the aforementioned complaint, introduced pursuant to Section 1.2 of UNMIK Regulation No. 2006/12 of 23 March 2006 on the Establishment of the Human Rights Advisory Panel,

Having deliberated, decides as follows:

### **I. THE FACTS**

1. The complainant is the wife of Mr Mladen Mavrić.
2. Mr Mavrić was allegedly abducted on 12 October 1999 while travelling from Rahovec/Orahovac town to Velika Hoča/Hoçë e Madhe.

3. The mortal remains of Mr Mavrić were found in Brestoc/Brestovac, Rahovec/Orahovac on or before 22 November 2002. The remains were autopsied, identified and returned to the family in 2003.

## **II. COMPLAINTS**

4. The complainant complains about UNMIK's alleged failure to properly investigate the kidnapping and murder of her husband. She also complains that this situation caused her mental pain and suffering.

## **III. PROCEEDINGS BEFORE THE PANEL**

5. The complaint was introduced on 28 April 2009 and registered on 4 December 2009.
6. At that time, the complainant had already introduced another complaint concerning the disappearance and death of Mr Mavrić, registered under no. 252/09. That complaint was introduced on 10 April 2009 and registered on 30 April 2009.

## **IV. THE LAW**

7. During the course of examining the admissibility of the complaint, the Panel determined that Case no. 252/09 and Case no. 334/09 were filed by the same complainant and concerned the same incident and the same victim, Mr Mavrić.
8. In the given circumstances the Panel considers that the complaint in Case no. 334/09 is the same as in Case no. 252/09.
9. As such, in accordance with Rule 29 of the Panel's Rules of Procedure, it is appropriate to strike Case no. 334/09 out of the list.

## **FOR THESE REASONS,**

The Panel, unanimously,

**DECIDES TO STRIKE THE COMPLAINT OUT OF ITS LIST OF CASES.**

Rajesh TALWAR  
Executive Officer

Marek NOWICKI  
Presiding Member