FIRST SECTION

DECISION

Application no. 55718/08  
Roberto MONTANARI and Others  
against Italy

The European Court of Human Rights (First Section), sitting on 12 September 2019 as a Committee composed of:

Aleš Pejchal, *President,* Jovan Ilievski, Raffaele Sabato, *judges,*

and Liv Tigerstedt, *Acting Deputy Section Registrar,*

Having regard to the above application lodged on 11 November 2008,

Having deliberated, decides as follows:

1. FACTS AND PROCEDURE

The list of the applicants is set out in the appendix.

The applicants were represented by Mr F. Filippucci, a lawyer practising in Rome.

The applicants’ complaints under Article 1 of Protocol No. 1 to the Convention, concerning the calculation of the expropriation compensation due to them in accordance with Article 5 *bis* of Law No. 359 of 1992, were communicated to the Italian Government (“the Government”).

On 27 February 2019 the Government submitted their observations on the admissibility and merits of the application.

On 8 May 2019 the applicants’ representative informed the Registry that the applicants wished to withdraw the application before the Court.

1. THE LAW

In the light of the foregoing, and in the absence of any special circumstances regarding respect for the rights guaranteed by the Convention and the Protocols thereto, the Court, in accordance with Article 37 § 1 (a) of the Convention, considers that it is no longer justified to continue the examination of the application.

Accordingly, the case should be struck out of the list.

For these reasons, the Court, unanimously,

*Decides* to strike the application out of its list of cases.

Done in English and notified in writing on 3 October 2019.

Liv Tigerstedt Aleš Pejchal  
 Acting Deputy Registrar President

**APPENDIX**

**List of applicants:**

|  |  |  |  |
| --- | --- | --- | --- |
| No. | Applicant’s Name | Nationality | Place of residence |
| 1 | Roberto MONTANARI | Italian | Rome |
| 2 | Liana COTTA | Italian | Rome |
| 3 | Adriano DE MASI | Italian | Rome |
| 4 | Alessandro DE MASI | Italian | Rome |
| 5 | Fortunato DE MASI | Italian | Rome |
| 6 | Giovannina DE PIERRO | Italian | Rome |
| 7 | Maria FERMANI | Italian | Rome |
| 8 | Adriano LIVERANI | Italian | Rome |
| 9 | Claudio LIVERANI | Italian | Rome |
| 10 | Giuliana LIVERANI | Italian | Rome |
| 11 | Livio LIVERANI | Italian | Rome |
| 12 | Massimo LIVERANI | Italian | Rome |
| 13 | Mauro LIVERANI | Italian | Rome |
| 14 | Luciano LUCARELLI | Italian | Rome |
| 15 | Anna MONTANARI | Italian | Rome |
| 16 | Arnaldo MONTANARI | Italian | Rome |
| 17 | Gabriele MONTANARI | Italian | Rome |
| 18 | Maria Pia MONTANARI | Italian | Rome |
| 19 | Roberto MONTANARI | Italian | Rome |
| 20 | Tommaso MONTANARI | Italian | Rome |
| 21 | Lorena RUGGIERO | Italian | Rome |
| 22 | Massimiliano RUGGIERO | Italian | Rome |
| 23 | Silvio RUGGIERO | Italian | Rome |
| 24 | Rosalba RUSCITO | Italian | Rome |