

Martin Ottmann
54 rue Pierre Brossolette
92300 Levallois-Perret

Nikiforos Diamandouros
The European Ombudsman
1, avenue du Président Robert Schuman
67001 Strasbourg Cedex

September 28, 2009

Re: Complaints 523/2009/TS & 944/2008/OV

Dear Mr. Diamandouros,

on March 30, 2009, you have written in a letter that you had received my complaint No. 523/2009/TS and that you have asked the concerned EU agency, the Council of the European Union, to submit its position on the subject by June 30, 2009. Furthermore you stated that, upon receipt of its opinion, you would give me the chance to state my own position on the dispute over the release of the concerned document.

Recently and purely by chance, I discovered on the Internet the draft of a statement by the EU Council in connection with my complaint. The draft was dated May 18, 2009.

As I have not received any communication from you with regards to that matter since your March letter, I kindly would like to ask you if you have indeed received a memorandum by the Council, discussing its position over the release of the document in question. If this should be case, I am more than happy to submit you my own position over the EU Council's response.

With regards to Complaint 944/2008/OV, you stated in a letter from February 26, 2009 that you have asked the Council to allow you to inspect the document, which forms the basis of my complaint. Has the Council in the meantime provided you with the relevant document and did you have the chance to inspect it?

Thank you in advance for the information.

Sincerely yours,

Martin Ottmann