From:	
10:	SUPERVISION <supervision@edps.europa.eu>; European Data Protection Supervisor <edps@edps.europa.eu></edps@edps.europa.eu></supervision@edps.europa.eu>
Sent at:	14/06/23 11:48:40
Subject:	Re: Our ref.: 2022-1189 - D(2023) 0200

Dear SUPERVISION

More than 3 month have passed since I lodged my complaint and nobody has informed me about the outcome of my complaint.

Article 63(3) "[...]

3. If the European Data Protection Supervisor does not handle the complaint or does not inform the data subject within three months on the progress or outcome of the complaint, the European Data Protection Supervisor shall be deemed to have adopted a negative decision.

[...]"

I would like information about the right procedure to follow regarding Article 64(2)

[...] 2. Actions against decisions of the European Data Protection Supervisor, including decisions under Article 63(3), shall be brought before the Court of Justice. [...]

EDPS has failed to follow its own "Monitoring and enforcing compliance with Regulation (EU) 2018/1725" guideline

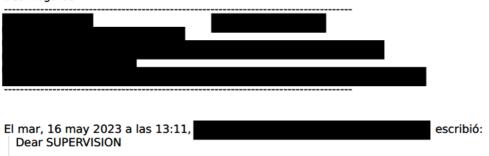
"[...]

Example: a person complains that an EUI unlawfully withheld personal data it held about her when replying to a request for access to one's own personal data under Article 17 of the Regulation. Following an on-site check, the EDPS decision establishes that the EUI indeed unlawfully withheld the data and orders it to provide a complete reply to the complainant by a specified deadline. The EUI fails to comply with the order by that deadline. This is a situation in which the EDPS may decide to impose a fine. [...]"

EUIPO nor the European Commission have ever provided me with a single line of logs and even they have deleted the data which I requested the logs about. By doing so they have prevented me to verify EUIPO and European Commision lawfulness of their processing

Thanks for your time

Best regards

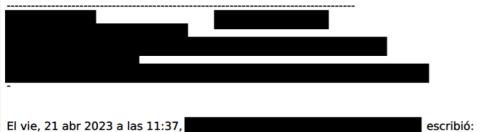


Any news on this matter? It's been a while since I lodged my complaint

Thanks for your time

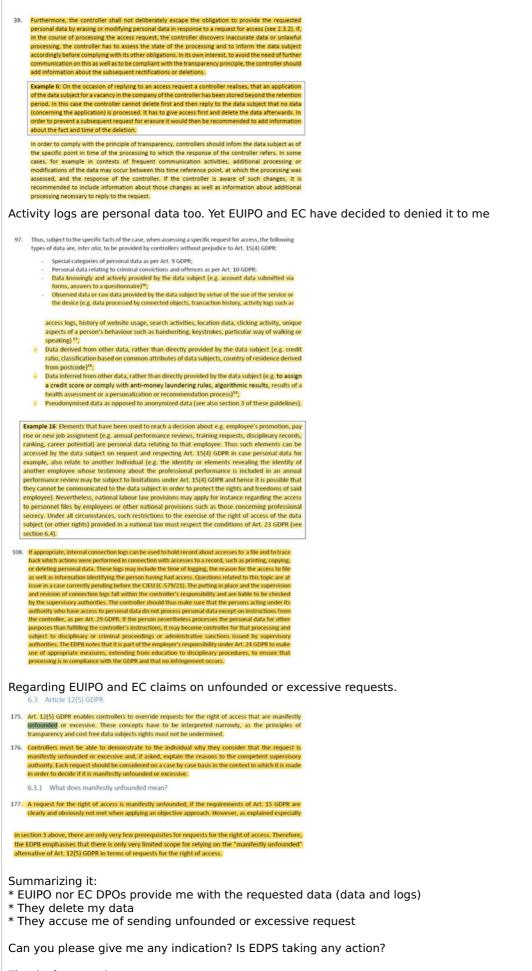
Dear SUPERVISION

Best regards



The EDPB released a guideline on right of access (Guidelines 01/2022 on data subject rights - Right of access) https://edps.europa.eu/sites/default/files/publication/09-10-01_olaf_right_access_en.pdf

It seems that EUIPO and the EC have inspired recital 39 with their unlawful behavior.



Best regards



jue, 23 ma Dear SUPEI	r 2023 a las 17:24, escribió: RVISION.
	on this one? I started my quest on 2021 of June and lodged my first complaint with you in
Thanks for	your time.
	mar 2023 a las 13:43, escribió: PERVISION,
Any news 16//11/20	s on this one? I started my quest on 2021 of June and lodged my first complaint with you in 021
Thanks fo	pr your time.
Best rega	ards
-	
El lun, 23	ene 2023 a las 14:11, SUPERVISION (< <u>supervision@edps.europa.eu</u> >) escribió:
Dear	
Than	k you for your e-mail and for the reference to Case C-154/21.
	re indeed analysing your Case 2022-1189 before the EDPS and we will ack to you soon.
Than	k you for your understanding.
Kind	regards,
	SUPERVISION & ENFORCEMENT UNIT
	LTel. (+32) 228 31900 Fax +32(0)22831950 > Email Supervision@edps.europa.eu European Data Protection Supervisor Postal address: Rue Wiertz 60, B-1047 Brussels Office address: Rue Montoyer 30, B-1000 Brussels
	a @EU_EDPS ™ www.edps.europa.eu
access, the sen amende	ail (and any attachment) may contain information that is internal or confidential. Unauthorised use or other processing is not permitted. If you are not the intended recipient please inform der by reply and then delete all copies. Emails are not secure as they can be intercepted, ed, and infected with viruses. The EDPS therefore cannot guarantee the security of

From: Sent: 20 January 2023 22:41 To: European Data Protection Supervisor <<u>EDPS@edps.europa.eu</u>> Subject: Re: Our ref.: 2022-1189 - D(2022) 2746

Dear Supervision

I would like to do point in Case C-154/21

https://curia.europa.eu/juris/document/document.jsf? text=&docid=269146&pageIndex=0&doclang=EN&mode=req&dir=&occ=first&part=1&cid=66061

.

39 Thus, in order to ensure the effectiveness of all of the rights referred to in the preceding paragraph of the present judgment, the data subject must have, in particular, the right to be informed of the identity of the specific recipients where his or her personal data have already been disclosed.

.

I know that the law that applies to my complaint is the EUDPR and not the GDPR but they are quite similar regarding the Principles and I am not even requesting the identity. The category (EUIPO Personnel could be a category) would be enough.

BTW any news on this one?

Thanks for your time

Best regards



El vie, 16 dic 2022 a las 14:18,

Dear SUPERVISION,

Please relate this reference with my complaint 2022-1189 - D(2022) 2746 as both are related with EUIPO lack of EUDPR compliance.

Thanks for your time

Best regards

El lun, 21 nov	2022 a las 10:08, escribió:
Dear EDPS,	
Being more	specifically about what I need:
l would like k former EUIPO before actior	know when my personal data was accessed by EUIPO/OHIM's personne O's name). Knowing the time window of these accesses is essential for n
Thanks for y	our time
Best regards	;
El lun, 21 no Dear	v 2022 a las 9:18, SUPERVISION (< <u>supervision@edps.europa.eu</u> >) esc
	acknowledges receipt of your complaint submitted through the online of November 2022.
We will ana	alyse your complaint and keep you informed of further developments.
	s been given the case number 2022-1189. Please refer to this number s.europa.eu when corresponding with the EDPS.
Yours since	rely,
Tel.	ERVISION & ENFORCEMENT UNIT (+32) 228 31900 Fax +32(0)22831950 >
Emai Euro	Supervision@edps.europa.eu pean Data Protection Supervisor al address: Rue Wiertz 60, B-1047 Brussels

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Data Protection Notice

According to Articles 15 and 16 of Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, please be informed that your personal data will be processed by the EDPS, where proportionate and necessary, for the purpose of investigating your complaint. The legal basis for this processing operation is Article 57(1)(e) of Regulation (EU) 2018/1725. The data processed will have been submitted by you, or from other sources during the inquiry of your complaint, and this may include sensitive data. Your data will only be transferred to other EU institutions and bodies or to third parties when it is necessary to ensure the appropriate investigation or follow up of your complaint. Your data will be stored by the EDPS in electronic and paper files for up to ten years (five years for prima facie inadmissible complaints) after the case closure, unless legal proceedings require us to keep them for a longer period. You have the right to access your personal data held by the EDPS and to obtain the rectification thereof, if necessary. Any such request should be addressed to the EDPS at edps@edps.europa.eu. Your data might be transferred to other EU institutions and bodies or to any third parties only where necessary to ensure the appropriate handling of your request. You may also contact the data protection officer of the EDPS (EDPS-DPO@edps.europa.eu), if you have any remarks or complaints regarding the way we process your personal data. You can find the full version of our data protection notice on complaint handling at: https://edps.europa.eu/data-protection/our-role-supervisor/complaintshandling-data-protection-notice en.