

CJ: [REDACTED]
[REDACTED]

Case officer: [REDACTED]

Data protection complaint (§ 24 DSG)
[REDACTED]

FINAL DECISION

Subject: Closure of the proceedings

1. The complainant [REDACTED] lodged a complaint with the Bavarian State Office for Data Protection Supervision on 14 March 2022 against the Austrian-based [REDACTED] (respondent) and alleged various data protection violations. In summary, the complainant claimed that he was employed by the respondent and that the respondent had accessed his personal data through various applications.
2. Following the submission of the complaint to the Austrian Data Protection Authority on 12 June 2024 the respondent was requested to submit its observations.
3. The respondent stated in its observations that the complainant had never been employed at the respondent and that the respondent had nothing else to do with the complainant. For this reason, it was inconceivable that the respondent had violated the complainant's data protection rights.
4. The Bavarian State Office for Data Protection Supervision informed the Austrian Data Protection Authority on 7 October 2025, that the complainant no longer reacted or could not be contacted in the further course of the proceedings, which is why a closure of the proceedings was suggested.
5. Against this background, it could be assumed in the present case that, due to the investigative measures and results an amicable agreement could be reached and that the complainant is no longer interested in pursuing his complaint, especially since the matter in question has been investigated by

the Austrian Data Protection Authority to an appropriate extent (cf. Art. 57(1)(f) GDPR). The proceedings were therefore to be closed informally (i.e. without a decision).

6. Taking into account the considerations set out in the Guidelines 06/2022 of the European Data Protection Board for the practical application of the amicable settlement the closure of the proceedings had to be done in the form of a *sui generis* decision, which had to be adopted under Article 60(7) of the GDPR by the Austrian Data Protection Authority from a procedural point of view.

13 November 2025

For the Head of the Austrian Data Protection Authority:

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