

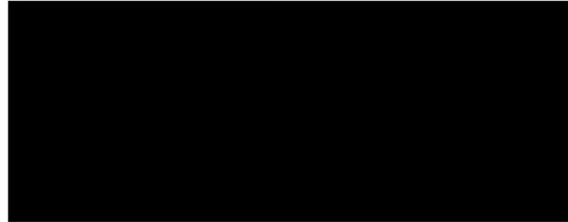


EUROPEAN COMMISSION
SECRETARIAT-GENERAL

Directorate D - Twin Transition, Economic & Social Affairs
SG.D.3 - Cohesion, Economic & Social Affairs

Brussels
SG.D.3

Mr Fabio De Masi



Subject: Consultation pursuant to Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents – EASE 2023/1891

Dear Mr De Masi,

We refer to your request of 16 March 2023 for access to documents, registered on 16 March 2023 under the reference number EASE 2023/1891.

Your request concerns: *“all available information such as calendar entries, written communications such as emails, SMS, etc. of the former EU Commissioner Günther Oettinger with the former financial director of Wirecard AG Burkhard Ley and other representatives of Wirecard AG and/or Wirecard Bank or affiliated companies.”*

Parts of your request have been attributed to other Directorates-General. This reply relates only to the exchanges between former EU Commissioner Oettinger with representatives of Wirecard in his capacity as Commissioner for budget and human resources (from January 2017 until November 2019).

We hereby inform you that the Commission does not hold any documents that would correspond to the description given in your application for the period indicated above.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by the Commission, the Commission is not in a position to fulfil your request.

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make a confirmatory application requesting the Commission to review this position.

Such a confirmatory application should be addressed within 15 working days of receipt of this letter to the Secretariat-General of the Commission at the following address:



nit (SG.C.1)

This letter is sent to your attention by email. We invite you to confirm the good acknowledgment of receipt of this email within 5 days of its receipt.

Yours sincerely,



Director