



UABA NEWS UPDATE



2012

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The following are article posts that have recently appeared on the UABA website blogs. You are invited to visit our website which we hope will spark your interest to become a member. We plan to expand our website publications in the future to make the site more interesting but we need your input and participation in our organization. If you are a member, please keep your membership status current; if you are not a member but are interested in our organization, then we invite you to please join. So please visit www.uaba.org !!

All captions have imbedded links to the full articles on the UABA website. To access the article, CLICK on the paragraph caption!



- **[Kateryna Bondar Selected as UABA Spring 2012 Intern](#)**

22 May 2012 8:18 PM | [Myroslaw Smorodsky](#)

Kateryna Bondar is a 2011 LL.M. graduate of Harvard Law School. She obtained Bachelor and Specialist in Law degrees from the National University of Kyiv-Mohyla Academy. She participated in an exchange program at the University of Warsaw and took part in a number of international summer programs, conferences, and international law moot court competitions. Her professional experiences include internships with the Office of Government Agent before European Court of Human Rights, the Ukrainian Helsinki Human Rights Union, and the Ukrainian Parliamentary Committee on Legislative Support of law Enforcement. She has also worked with two law firms in Ukraine, and most recently was an intern with the United States Court of Federal Claims. Kateryna presently resides in the Washington DC area. [Click here to view résumé](#)

[Woman who sent adopted boy back to Russia must pay child support](#)

A former Shelbyville woman who adopted a Russian boy and later sent him back to Moscow on a one-way flight has been ordered to pay \$150,000 and an additional \$1,000 a month in child support until he's an adult. Adoption advocates hailed the court order as a measure of justice for the boy and said the lawsuit would show there are consequences to abandoning adopted children. The Tennessean [Детальніше-Read More](#)

[State prosecution in the case of Oksana Makar during the preliminary hearing will ask the Court to hold an open trial](#)

State prosecution in the case of Oksana Makar during the preliminary hearing of a criminal case, scheduled for May 24, 2012, will ask the Court to hold an open trial, because this case became of a fairly wide public resonance, not only in Ukraine, but also at the international level. An open hearing will provide full transparency to the process. Ukrainews.com [Детальніше-Read More](#)

[Ukraine court delays Tymoshenko appeal case](#)

A Ukrainian appeals court has abruptly postponed its review of the abuse-of-office conviction against former premier Yulia Tymoshenko. At a brief hearing on Tuesday, Ukraine's High Specialized Court in Kyiv granted a prosecutors' motion to delay the appeal against the conviction of former Prime Minister Yulia Tymoshenko on abuse-of-office charges until June 26. That would place the hearing near the end of the Euro 2012 soccer tournament for which some European leaders are considering a boycott in protest at the seven-year jail term imposed on Tymoshenko's last October and allegations that she was ill treated in jail. Deutsche Welle [Детальніше-Read More](#)

[Ukraine grants gas rights to Shell and Chevron](#)

The Ukrainian government has confirmed that two Western energy companies have been awarded the right to develop two large shale gas fields. The Anglo-Dutch company Shell, and Chevron from the United States, have beaten off competition from three other rival bids – including one from Russia. Ukraine has Europe's third-largest shale gas reserves after France and Norway, according to the US state Energy Information Administration. Euronews [Детальніше-Read More](#)

[Show Me Your ID: Cops, Courts Re-evaluate Their Use of Eyewitnesses](#)

After more than three decades of laboratory studies, experts have found that a few simple changes in police lineup procedures improve the accuracy of eyewitness identifications. In the past year: • Texas became the 10th state to pass a law requiring police departments to adopt written lineup procedures designed to reduce the risk of faulty identifications. • The New Jersey Supreme Court issued a landmark ruling on the use of eyewitness identification evidence at trial. • And the U.S. Supreme Court heard its first case on eyewitness identification evidence in 34 years. ABA Journal [Детальніше-Read More](#)

[Stand and Deliver: Tips on Trying Your First Case](#)

Thinking on your feet means being on your feet and doing your prep work, say seasoned litigators. Standing to address the courtroom may feel awkward, but juries feel it shows respect. Hear more trial tips and tricks they shared with ABA Journal. There's a first time for everything and you've got a trial that's going to go to trial. How can you represent your client and yourself to the best of your abilities? ABA Journal [Детальніше-Read More](#)

[The EU's Plan B for Ukraine](#)

Once having put too much hope in Ukraine, the European Union now finds itself in a rather uncomfortable position. For the past five years, it has negotiated an Association Agreement with the country, the implementation of which would bring Ukraine closer to the union. And in March, the EU initialed the agreement. But today Ukraine seems to be further from the shared values espoused in that document than possibly could have been imagined. Relations between Ukraine and the EU have reached their lowest point yet. And Kyiv is likely to take a number of new steps that could bring these relations to complete deadlock. Waiting for the Ukrainian parliamentary elections in the hopes that they will usher in improvement may not be the best approach. It could be time for the EU to come up with a Plan B. Carnegie Endowment [Детальніше-Read More](#)

[George Pazuniak, President of the UABA, has represented Devgen in a multi-million euro deal with Switzerland's Syngenta](#)

Hybrid seed company Devgen has signed a crop protection research pact with Switzerland's Syngenta, the world's largest agrochemicals company, swelling its resources to carry out future seed development. Devgen said it would receive a 22-million-euro (\$28.5 million) upfront payment and research funding of 4.8 million euros per year during the partnership, as well as royalties on the sales of any commercialized products. The deal will help pay for five years of development by loss-making Devgen of its specialized strains of rice that are more resistant to heat and drought for use in countries like India. The news sent its shares up as much as 5.4 percent to a five-week high of 5.45 euros, making them one of the strongest risers on the Brussels stock exchange. Reuters [Детальніше-Read More](#)

[Prison, persecution and football: How Ukraine's Euro 2012 dream turned sour](#)

Next month sees the start of football's European Championships, arguably the toughest competition in world football. Ukraine will co-host the event with Poland, but it has been overshadowed by the treatment of former Prime Minister Yulia Tymoshenko. EU president Herman Van Rompuy has said he won't attend -- as has Jose Manuel Barroso, president of the European Commission, who less than 12 months ago had met with President Yanukovich and was presented with an official Euro 2012 match ball. The governments of Austria and Belgium have all said they will not be attending... CNN [Детальніше-Read More](#)

[Court: Any Partnership Between Google and NSA Can Remain Secret](#)

A federal appeals court in Washington said any communication about cybersecurity and encryption between Google Inc. and the National Security Agency can remain secret. The U.S. Court of Appeals for the D.C. Circuit upheld the dismissal of a public records suit that an advocate for online privacy rights, the Electronic Privacy Information Center, filed in Washington's federal trial court. EPIC was exploring any partnership between Google and the NSA following a cyber attack against Google in 2010. Writing for a unanimous three-judge panel, Judge Janice Rogers Brown rejected the argument that any partnership between Google and the NSA should be officially disclosed through a records request because the company and the agency's connection was earlier revealed in news articles. Blog of Legal Times [Детальніше-Read More](#)

[Chasing the Dream: Sorting Fact and Myth Is Biggest Obstacle to Immigration Reform](#)

Consensus doesn't seem to have a place in policy discussions about the state of the U.S. immigration system. Complicating the debate is the fact that the immigration system is largely incomprehensible to all but those immersed in it. Such an environment is the perfect incubator for rampant mythmaking. Advocates on different sides of the debate support their positions by insisting that certain beliefs must be true while dismissing evidence that might suggest otherwise. Can the facts about immigration law and policy be easily sorted from the myths? Not necessarily, but in this article the ABA Journal identifies the underlying immigration issues and - relying on documented sources and those with practical and expert knowledge - attempts to pair those issues with factual perspectives. ABA Journal [Детальніше-Read More](#)

[ABA Standards Review Committee to Offer Two Alternate Approaches to LSAT Requirement](#)

An ABA committee has tentatively agreed on two alternative approaches to the current requirement in the Standards and Rules of Procedure for Approval of Law Schools that all law school applicants must take a valid and reliable admissions test. The first approach would keep a pared-down version of the current requirement in the standards. The second would eliminate the requirement altogether. ABA Journal [Детальніше-Read More](#)

[Presidential Proclamation -- Law Day, U.S.A., 2012](#)

LAW DAY, U.S.A., 2012 BY THE PRESIDENT OF THE UNITED STATES OF AMERICA A PROCLAMATION

When President Dwight D. Eisenhower established Law Day in 1958, he proclaimed it "fitting that the people of this Nation should remember with pride and vigilantly guard the great heritage of liberty, justice, and equality under law which our forefathers bequeathed to us." Today, we celebrate that enduring legacy and renew our commitment to a democracy sustained by the rule of law.

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[СБУ провела обшуки в офісі омбудсмена](#)

06 May 2012 2:21 AM | [Oksana Boyko](#)

Перший омбудсмен України Ніна Карпачова заявляє, що в офіс уповноваженого Верховної Ради з прав людини вчора вранці обшукали представники СБУ.

«Вранці представники СБУ почали обшуки в кабінетах працівників офісу омбудсмена України і такий дозвіл дала безпосередньо пані Лутковська (Валерія Лутковська – новообраний омбудсмен *-ред.*). Це – безпрецедентна подія», – зазначила Ніна Карпачова.

«Сьогодні Володимир Яценко, який зараз виконує обов'язки керівника секретаріату омбудсмена, повідомив про те, що в його кабінеті були зламані замки. Він намагався прийти на роботу, щоб отримати якісь пояснення, але люди пані Лутковської сказали, що це була її вказівка і її дозвіл на обшуки в кабінетах, зокрема й керівництва», – розповіла колишній омбудсмен і додала: «Вони намагалися зламати комп'ютери, якусь інформацію вони намагалися отримати в комп'ютерній базі. Проводили якісь обшуки безпосередньо в кабінетах, але працівники офісу при цьому присутні не були».

Вона також зазначила, що кількох колишніх співробітників офісу омбудсмена викликали на допит у прокуратуру. «Останні новини, які я знаю: пана Валерія Тереза, який очолював секретаріат омбудсмена і був звільнений цими днями, разом із його помічником, викликали у слідче управління прокуратури Києва для дачі певних свідчень у справі Юлії Тимошенко, точніше – щодо провадження у справі Тимошенко. Зокрема йшлося про фото колишнього прем'єра, зроблені у колонії», – наголосила Ніна Карпачова.

«Я розумію, що почався страшенний тиск на інституцію омбудсмена в Україні, що саме по собі є неприпустимим, тому я змушена звернутися до всієї світової спільноти. В Україні сьогодні – нова хвиля загрози, цього разу – політичних переслідувань тепер уже безпосередньо представників офісу омбудсмена України», – зазначила колишній омбудсмен. Загалом, на її думку, обшук в офісі уповноваженого Верховної Ради з прав людини «спрямований проти першого омбудсмена» – з огляду на провадження у справах колишніх високопосадовців, зокрема Юлії Тимошенко і Юрія Луценка.

<http://www.radiosvoboda.org/content/article/24570943.html>

[UABA INTERNSHIP PROGRAM](#)
[Deadline for applying for the summer, 2012](#)
[internship position is June 21, 2012](#)

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[UABA Members or Law Students](#)

NEW ON THE UABA WEBSITE The website now has a gadget known as *Google Translate*. It is on the left-hand upper corner of each page and uses the Google translation engine to translate English pages to Ukrainian and vice versa. Although the translations are not perfect by any means they at least give non-Ukrainian readers the ability to obtain the general gist of what is being said. This also works in reverse, non-English readers can read pages in Ukrainian. **NOTE:** All UABA news blogs have RSS feeds; these feeds deliver all new posts to the blogs immediately to your computer. You can easily subscribe to these RSS feeds in your Web Browser such as *Windows Internet Explorer* or in your email manager, such as *Outlook*. If you have any questions, please feel free email myroslaw@smorodsky.com

Check out the new UABA website; WWW.UABA.ORG and become a member!

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