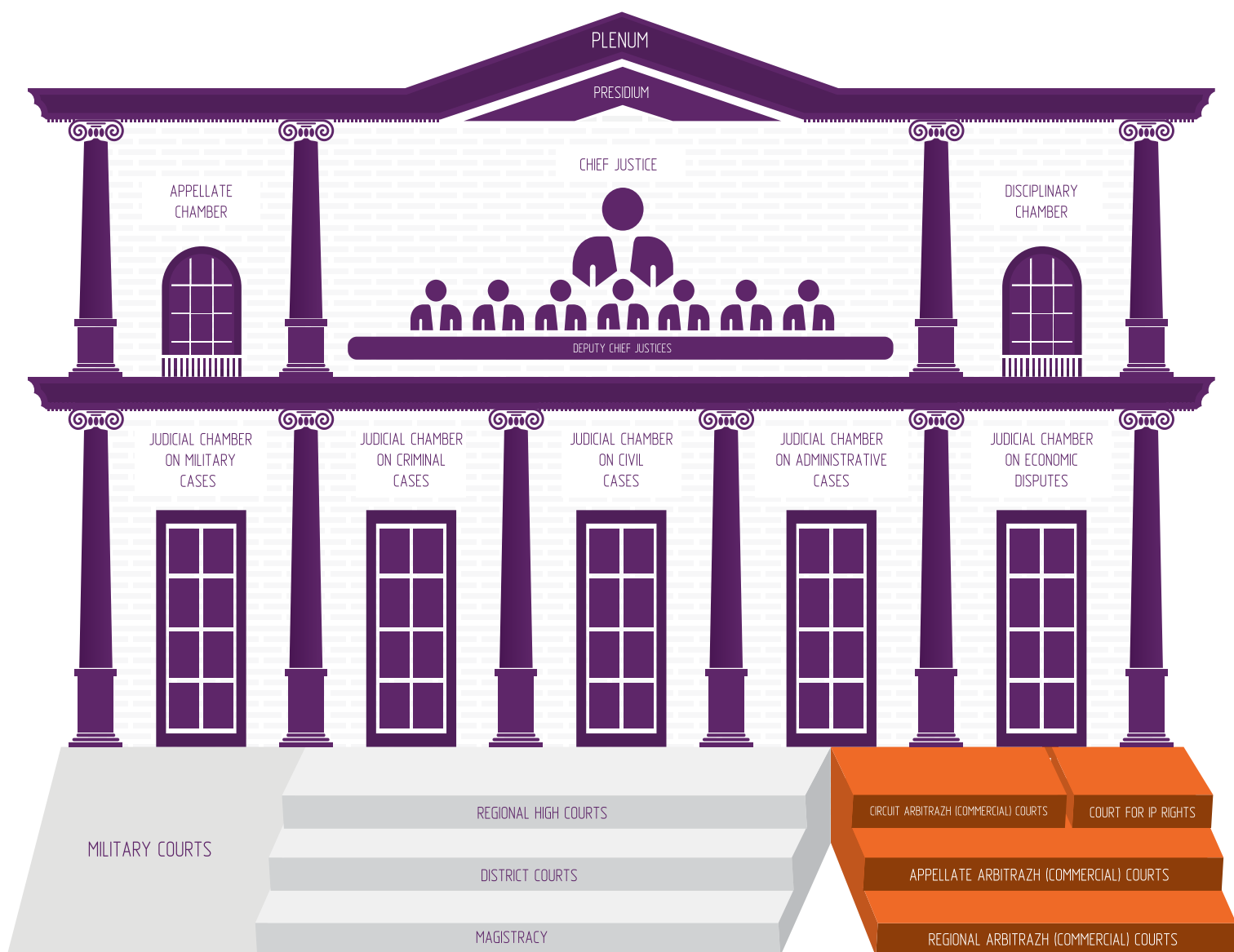


SUPREME COURT

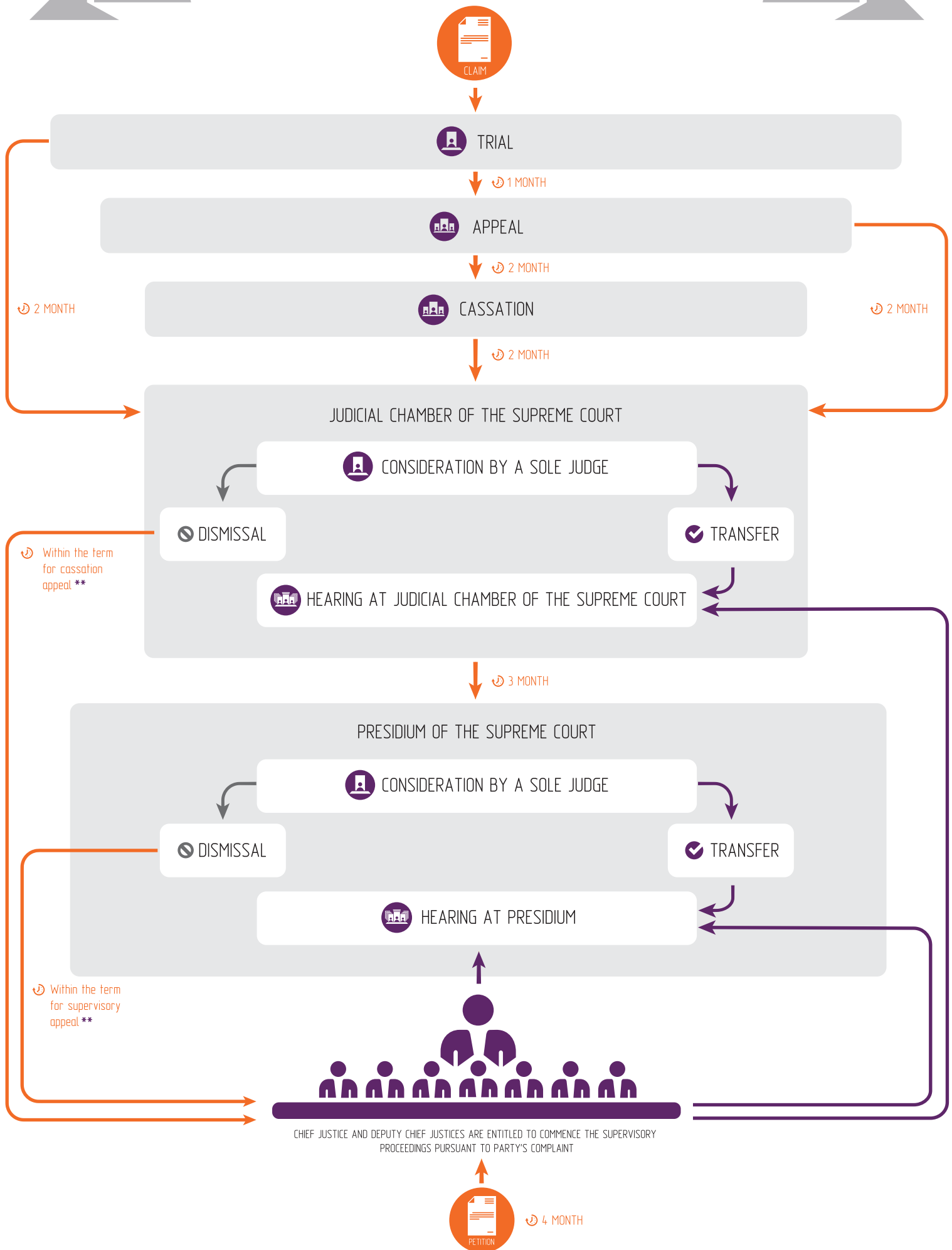
AND LITIGATION IN STATE ARBITRAZH (COMMERCIAL) COURTS 2014



STRUCTURE



PROCEDURE *



* TERMS AND STEPS ARE RELEVANT TO JUDGMENTS ON THE MERITS

** POSITION OF THE CONSTITUTIONAL COURT OF THE RUSSIAN FEDERATION

GROUNDS FOR REVERSAL OF JUDGMENTS



APPEAL

APPELLATE ARBITRAZH (COMMERCIAL) COURT

- SUBSTANTIVE AND (OR) PROCEDURAL LAW WAS APPLIED INCORRECTLY
- NOT ALL FACTS SIGNIFICANT TO THE CASE WERE IDENTIFIED
- FACTS OF THE CASE WHICH THE COURT BELIEVED TO BE ESTABLISHED WERE NOT PROVED
- THE COURT'S CONCLUSIONS ARE INCONSISTENT WITH THE FACTS ESTABLISHED



CASSATION

CIRCUIT ARBITRAZH (COMMERCIAL) COURT

- THE COURT'S CONCLUSIONS ARE INCONSISTENT WITH THE FACTS ESTABLISHED AS WELL AS EVIDENCE
- SUBSTANTIVE AND (OR) PROCEDURAL LAW WAS APPLIED INCORRECTLY

"2ND CASSATION"

JUDICIAL CHAMBER OF THE SUPREME COURT

VIOLATION OF SUBSTANTIVE AND (OR) PROCEDURAL LAW, WHICH:

- AFFECTED AN OUTCOME OF THE CASE AND
- PRECLUDES RESTORATION AND PROTECTION OF VIOLATED ECONOMIC RIGHTS AND PROTECTION OF PUBLIC INTERESTS



SUPERVISION

PRESIDUM OF THE SUPREME COURT

JUDICIAL ACT VIOLATES:

- HUMAN AND CIVIL RIGHTS AND LIBERTIES
- PUBLIC INTERESTS
- UNIFORMITY IN INTERPRETATION AND (OR) APPLICATION OF LAW BY COURTS

APPLYING LEGAL POSITIONS OF THE LIQUIDATED SUPREME ARBITRAZH (COMMERCIAL) COURT OF THE RUSSIAN FEDERATION



THE COURTS MAY RELY UPON RESOLUTIONS OF PLENUM AND PRESIDUM OF THE SUPREME ARBITRAZH (COMMERCIAL) COURT



LEGAL STATUS OF INFORMATIONAL LETTERS OF THE SUPREME ARBITRAZH (COMMERCIAL) COURT IS NOT CLEAR



IN CASE OF CONFLICT BETWEEN RESOLUTIONS OF PLENUMS/PRESIDIUMS OF THE TWO SUPREME COURTS CONSULT WITH YOUR ATTORNEY

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