



LOS ANGELES COUNTY BAR ASSOCIATION
International Law Section

E-Newsletter, January 2014

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International Law Section News and Calendar of Upcoming Events.....

- ICC Arbitration Luncheon, January 30, 2014, Gibbs, Giden, Locher, Turner, 1880 Century Park East 12th Floor Los Angeles, CA.....
- Chinese New Year & Spring Festival Celebration, February 9, 2014 at International City Center (Masonic Lodge), 5155 E. Pacific Coast Highway, Long Beach, CA.....
- 2014 Chinese New Year Party, February 18, 2014, Fu Shing Szechwan Cuisine, 2960 E. Colorado Blvd., Pasadena, CA.....
- Executive committee monthly meetings take place the second Wednesday of every month. The next scheduled Executive Committee meeting will take place at 6:00 p.m. on February 12, 2014, at Fox Rothschild LLP, 1800 Century Park East, Suite 300, Los Angeles, CA.....

International Legal Updates

- *Daimler AG v. Bauman* (January 14, 2014) --- S.Ct. ---- , WL 113486
Supreme Court rules for Daimler in Argentina human rights. DaimlerChrysler AG does not have to face suit in California for alleged human rights violations by a subsidiary that took place entirely in Argentina. The US Court of Appeals for the Ninth Circuit ruled for Barbara Bauman, who represented 21 Argentine residents, allowing them to bring suit for the actions of Mercedes-Benz Argentina, a Daimler subsidiary, during the nation's 1976-1983 'Dirty War'. The plaintiffs claim that Mercedes-Benz Argentina collaborated with state security forces to kidnap, detain, torture and kill certain MB Argentina workers that are either named as plaintiffs or were closely related to the plaintiffs. They argue that business activities in California by Mercedes-Benz USA as a subsidiary of Daimler should permit the filing of a lawsuit because of an important agency relationship between Mercedes-Benz USA and Daimler. But the Supreme Court held that Daimler is not amenable to suit in California for injuries allegedly caused by conduct of Mercedes-Benz Argentina that took place entirely outside the US.
- *Jones v. United Kingdom* (January 14, 2014, application no. 34356/06 & 40528/06)
European Court of Human Rights upholds state immunity in case involving allegations of torture. The case concerned the UK House of Lord's decision to accord state immunity in civil proceedings brought in the UK, against Saudi Arabia and Saudi Arabian officials, by British nationals who alleged they had been tortured in Saudi Arabia. The European Court of Human Rights has today upheld that decision of the House of Lords. The chamber of the Court held by six votes to one that the granting of immunity to Saudi Arabia and its state officials in civil proceedings reflected generally recognized rules of public international law. Therefore, dismissal of the case by the English courts on grounds of state immunity did not amount to a violation of Article 6 (1) of the European Convention on Human Rights which guarantees a right of access to court. In particular, the Chamber held that there was no access to court.



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In Re Sergio Garcia on Admission (January 2, 2014) --- P.3d ---- WL 24011

The California Supreme Court ruled that Sergio C. Garcia, an undocumented lawyer who had passed the state's bar exam five years ago but could not practice law due to his immigration status, would be granted admission to the state's bar. The court admitted Sergio Garcia based on a new California statute (Business and Professions Code section 6064) which grants the court discretion to admit any individual "who is not lawfully present in the United States" that fulfills all the requirements for admission. Garcia, who was born in Mexico and brought to the US almost 20 years ago is eligible to adjust his immigration status to attain lawful permanent resident when an immigration visa number becomes available. However, he is still waiting for adjustment due to the high demand for visas for Mexican citizens.

- *Sachs v. Republic of Austria* (9th Cir. 2013) 737 F.3d 584
Traveler who lost her legs while boarding train in Austria may sue Austrian government based on her online purchase of Eurorail pass.

Become an International Law Section Reporter!

Contributes articles on international law practice and practitioners for International Law Section e-Newsletter and International Law Journal. This is a great opportunity for attorney to develop their international law legal career to work directly with the leaders of international community and to "be published." Contact Claire Schmidt at cschmidt@alvaradosmith.com or Katrina Parra at katrina.m.parra@gmail.com.

*Do we have your current e-mail address?

If not sure, e-mail LACBA's Member Services Dept at msddeptment@lacba.org or call (213) 896-6560 to update your member profile.

*Get involved with Standing Committees:

Programs – Michel Chaghouri, michel@gum2me.com and Nazanin Mostafavi, naz.mostafavi@gmail.com

Membership and Outreach – Eddie Varon Levy, eddiemxlaw@aol.com and Steven A. Heath, saheath@heathlawcorp.com

Communications – Claire M. Schmidt, cschmidt@alvaradosmith.com and Katrina Parra, katrina.m.parra@gmail.com

*ILS 2013-14 Section Officers:

Chair – Olga Zalomiy, olga@creativelegalservice.com

First Vice-Chair – David Griffith, david@dgriffllaw.com

Second Vice-Chair – Ismael Bautista, ibautista@foxrothschild.com

Treasurer – Charles Pereyra-Suarez, cpereyra@cpslawfirm.com

Secretary – Inna Wood, innaswood@gmail.com