

Ukrainian Government / Ukrvaksina v. Olden Group, LLC and Interfarm, LLC

Case ID:

ARW-187

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Ukraine

Position of Public Official(s) (yrs in office):

Unspecified

Jurisdiction of Asset Recovery:

United States

Jurisdiction of Asset Recovery ? Description:

Location of Recovery Effort, Asset Location / Alleged Asset Location

Asset Recovery Start:

2010

Asset Recovery End:

Ongoing

UNCAC Offenses Implicated:

Art.17

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Private Civil Action

Intl.Cooperation: MLAT/Letter of Request?:

No

Basis for Intl Cooperation:

N/

Contributing Factors in Asset Recovery:

Private civil action

Status of Asset Recovery :

Ongoing

Stage in Asset Recovery Chain:

Judgment by Court of First Instance

Agreement for Returned Assets:

Ongoing

Agreement for Returned Assets - Description:

NA (private civil action)

Case Summary:

On September 17, 2010, Ukrvaksina filed a civil suit in Oregon federal court, alleging that "Interfarm and Olden Group conspired to overcharge Ukrvaksina for millions of dollars in vaccine purchases through acts of fraud, money laundering and other criminal acts." Ukrvaksins is seeking \$26 million in damages. (Source: Ukrvaksina v. Olden Group, LLC, Case No. 6:10-cv-06297-AA (D. Ore.), Complaint filed September 17, 2010). On June 8, 2011, the US District Court for the District of Oregon issued an Order of Default Judgment for

the plaintiff against Olden Group LLC, an Oregon incorporated entity. The Court stated that Olden Group failed to make an appearance or otherwise answer the plaintiff's amended complaint, and orderd Olden Group to pay a principal of \$59,785,291.50 and post-judgment interest until principal was paid. (Source: Ukrvaksina v. Olden Group, LLC, Case No. 6:10-cv-06297-AA (D. Ore.), Default Judgment Against Defendant Olden Group, LLC filed June 9, 2011). On October 30, 2011, the Court dismissed the case against co-defendant Interfarm LLC, holding that the court did not have personal or specific jurisdiction over the Ukrainian company. (Source: Ukrvaksina v. Olden Group, LLC, Case No. 6:10-cv-06297-AA (D. Ore.), Opinion and Order, and Judgment, both filed on October 30, 2011.)

Disposition of Criminal Case(s):

Unspecified

Jurisdiction of Origin: Investigative Agency:

Government of Ukraine, Ministry of Finance, Main Control and Revision Office; Trout Cacheris PLLC, Akin Gump Strauss Hauer & Feld LLP, Kroll Inc.

Jurisdiction of Origin: Prosecuting Authority/Civil Attorney(s):

Trout Cacheris PLLC, Akin Gump Strauss Hauer & Feld LLP

Jurisdiction of Asset Recovery: Investigative Agency:

Trout Cacheris PLLC, Akin Gump Strauss Hauer & Feld LLP, Kroll Inc.

Jurisdiction of Asset Recovery: Prosecuting Authority/Civil Attorney(s):

Trout Cacheris PLLC (Attorney Plato Cacheris); Akin Gump Strauss Hauer & Feld LLP (Attorney Mark J. MacDougall); Davis Wright Tremaine LLP (Attorney Kevin H. Kono)

Jurisdiction of Asset Recovery: Courts Involved:

U.S. District Court for the District of Oregon


Documents:

Ukraine_Min_Finance_Investigation_Report_Oct_14_2010.pdf

Ukraine_Ukrvaksina_Oregon_Default_Judgment_Order_Jun_9_2011

Ukraine_Ukravaksina_Interfarm_Oregon_Opinion_Case_Dismissed_Oct_30_2011

Documents:

Attachment	Size
 Ukraine_Ukrvaksina_Oregon_Default_Judgment_Order_Jun_9_2011.pdf	74.83 KB
 Olden_Group_DORE_Opinion_Case_Dismissed_Oct_30_2011.pdf	617.47 KB
 Olden_Group_US_DOR_Ct_Dkt_July_2011_to_Oct_2013.pdf	195.17 KB

Documents Links:

Other Sources:

Ukravaksina v. Olden Group, LLC and Interfarm, LLC, Case No. 6:10-cv-06297-AA (D. Ore.), Complaint filed September 17, 2010 and Docket Report as of October 2013; Default Judgment Order filed June 9, 2011;

Government of Ukraine, Ministry of Finance, Main Control and Revision Office, "Report of Investigative Findings, pursuant to Agreement on Performance of Audit on the Efficiency of Use by the Respective Controllers of the Budget Funds in 2008-2009 and in the First Quarter of 2010," October 14, 2010 by Trout Cacheris PLLC, Akin Gump Strauss Hauer & Feld LLP and Kroll Inc. posted on the wesbite of the Ministry of Finance at <http://minfin.gov.ua/document/274231/report1.pdf>