

108TH CONGRESS
1ST SESSION

S. RES. 258

Expressing the sense of the Senate on the arrest of Mikhail B. Khodorkovsky
by the Russian Federation.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 4, 2003

Mr. LUGAR (for himself and Mr. BIDEN) submitted the following resolution;
which was referred to the Committee on Foreign Relations

RESOLUTION

Expressing the sense of the Senate on the arrest of Mikhail
B. Khodorkovsky by the Russian Federation.

Whereas the Russian Federation is now a member of the
family of democratic countries;

Whereas the United States supports the development of de-
mocracy, free markets, and civil society in the Russian
Federation and in other states of the former Soviet
Union;

Whereas the rule of law, the impartial application of the law,
and equal justice for all in courts of law are pillars of all
democratic societies;

Whereas investment, both foreign and domestic, in the econ-
omy of Russia is necessary for the growth of the economy

and raising the standard of living of the citizens of the Russian Federation;

Whereas property rights are a bulwark of civil society against encroachment by the state, and a fundamental building block of democracy; and

Whereas reports of the arrest of Mikhail B. Khodorkovsky and the freezing of shares of the oil conglomerate YUKOS have raised questions about the possible selective application of the law in the Russian Federation and may have compromised investor confidence in business conditions there: Now, therefore, be it

1 *Resolved*, That it is the sense of the Senate that—

2 (1) the law enforcement and judicial authorities
3 of the Russian Federation should ensure that Mi-
4 khail B. Khodorkovsky is accorded the full measure
5 of his rights under the Russian Constitution to de-
6 fend himself against any and all charges that may
7 be brought against him, in a fair and transparent
8 process, so that individual justice may be done, but
9 also so that the efforts the Russian Federation has
10 been making to reform its system of justice may be
11 seen to be moving forward; and

12 (2) such authorities of the Russian Federation
13 should make every effort to dispel growing inter-
14 national concerns that—

1 (A) the cases against Mikhail B.
2 Khodorkovsky and other business leaders are
3 politically motivated; and

4 (B) the potential remains for misuse of the
5 justice system in the Russian Federation.

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