

Olsztyn, 16.10.2018 r.

Adam Zienkiewicz, Ph.D.

List of publications

I. MONOGRAPHS

A. List of publications deemed as scientific achievements, as referred to in Article 16.2 of the Act:

Title of scientific achievement:

Monographic study entitled *Holizm prawniczy z perspektywy Comprehensive Law Movement. Studium teoretycznoprawne* [The Legal Holism from the perspective of Comprehensive Law Movement. A Theory of Law Approach].

Publications relating to this scientific achievement:

1) A.Zienkiewicz, *Holizm prawniczy z perspektywy Comprehensive Law Movement. Studium teoretycznoprawne, The Legal Holism from the perspective of Comprehensive Law Movement. A Theory of Law Approach*, (Wydawnictwo DIFIN, Warszawa 2018, pp. 441, ISBN 978-83-8085-722-3).

My contribution to the work consisted in selecting the research problem and developing a new theoretical approach, selecting an adequate methodology, preparing and presenting the relevant terminology for the research, determining the achievements of the doctrine in the subject matter, collecting and selecting the subject literature, selecting and applying optimal methods research, creation an authorial, theoretical and legal assumptions of the concept of a holistic approach to the law, roles and competences of a lawyer and the scope and methods of practicing legal practice (referred to as "legal holism"), writing a monographic study, preparing its layout in terms of technicalities, published via professional publishing house.

My share in this scientific work is estimated at 100%.

B. List of other published monographs (not included in the achievement mentioned above):

2) A. Zienkiewicz, *Study of Mediation. From Theory to Practice*, Warsaw 2007 [in Polish];

My share in this scientific work is estimated at 100%.

My contribution to the work consisted in developing of its concept, collecting, analyzing and selecting of relevant normative acts and literature, writing its introduction, all chapters and the conclusion.

3) A. Kalisz, A. Zienkiewicz, *Court and out-of-court mediation. The Outline*, Warszawa 2009 [in Polish];

My share in this scientific work is estimated at 50%.

My contribution to the work consisted of participation in: elaborating its concept, collecting, analyzing and selecting relevant normative acts and literature, co-writing its introduction, chapters or their parts (especially chapters II, III, IV, VI).

4) A. Kalisz, A. Zienkiewicz, *Court and out-of-court mediation. The Outline, Expanded and Revised 2nd Edition*, Warsaw 2014 [in Polish];

My share in this scientific work is estimated at 50%.

My contribution to the work consisted of participation in: elaborating its concept, collecting, analyzing and selecting relevant normative acts and literature, co-writing its introduction, chapters or their parts (especially chapters II, III, IV, V, VI, VII).

5) A. Kalisz, A. Zienkiewicz, *Alternative Dispute Resolution in Social Assistance: Communication, Conflict Psychology, Social Negotiations and Mediation*, Sosnowiec 2015 [in Polish];

My share in this scientific work is estimated at 50%.

My contribution to the work consisted of participation in: elaborating its concept, collecting, analyzing and selecting relevant normative acts and literature, co-writing its introduction, chapters or their parts (especially chapters III, IV, V, VI, IX).

List of other scientific works published (in addition to the scientific achievement mentioned above) and indicators of scholarly work:

II. PUBLICATIONS IN FOREIGN LANGUAGES

in English

6) A.Zienkiewicz, *Factor-based Parent Plan Support System*, [in:] *ICAAIL '13: Proceedings of the Fourteenth International Conference on Artificial Intelligence and Law*, E. Francesconi, B. Verheij (eds.), New York 2013, p.171-175 [co-authors: M.Araszkievicz, A.Łopatkiewicz];

My share in this scientific work is estimated 33%.

7) A.Zienkiewicz, *Parent Plan Support System – Context, Functions and Knowledge Base*, [in:] *Business Information Systems Workshops, Lecture Notes in Business Information Processing*, vol. 160, W. Abramowicz (ed.), Springer, Berlin, 2013, p. 160-171 [co-authors: M.Araszkievicz, A.Łopatkiewicz];

My share in this scientific work is estimated 33%.

8) A.Zienkiewicz, *The main areas of differences concern legal regulations of mediation in civil matters in Poland and the Russian Federation – short review*, [in:] *V Международная научно-практическая конференция «Кутафинские чтения» Московского государственного юридического университета имени О.Е. Кутафина (МГЮА) / V International Scientific and Practical Conference "Kutafin Readings" of the Moscow State Law University named after O.E. Kutafin (MSYUA)*, Moscow 2014, p.475-478;

9) A.Zienkiewicz, *The Role of New Information Technologies in Alternative Resolution of Divorce Disputes*, *European Scientific Journal*, June 2014, Special edition vol. I, p. 549-558. [co-authors: M.Araszkievicz, A.Łopatkiewicz];

My share in this scientific work is estimated 33%.

10) A.Zienkiewicz, *Amicable Dispute Resolution: a comparison of the Polish and Russian legal perspective*, „Comparative Studies in Law and Politics”, 2014, vol.2, issue 1, p. 61-67;

11) A.Zienkiewicz, *The concept of a comprehensive comparison - from legal theory to practice*, „Lex Russica” 2014, nr 10, p.1185-1190;

12) A.Zienkiewicz, *Factors and Dimensions in Parent Plan Support System*, [in:] *Transparenz. Tagungsband des 17. Internationalen Rechtsinformatik Symposiums. IRIS 2014 / Transparency. Proceedings of the 17th International Legal Informatics Symposium*, Österreichische Computer Gesellschaft & Erich Schweighofer, E.Schweighofer, F.Kummer, W. Hotzendorfer (eds.), Vienna 2014, p.103-111 [co-authors: M.Araszkiwicz, A.Łopatkiewicz] – (the Lexis Nexis Top Ten Award);

My share in this scientific work is estimated 33%.

13) A.Zienkiewicz, *Representation of an Actual Divorce Dispute in the Parenting Plan Support System*, [w:] *Proceedings of the 15th International Conference on Artificial Intelligence and Law (ICAIL '15)*, T. Sichelman, K. Atkinson (eds.), ACM New York 2015, p. 166-170 [co-authors: M.Araszkiwicz, A.Łopatkiewicz, T.Żurek];

My share in this scientific work is estimated 20%.

14) A.Zienkiewicz, *Personal Traits that Hinder Cooperative Negotiations Regarding Familial Disputes and Usage of Modern Informational Technology*, [in:] *The 15th International Conference on Group Decision & Negotiation Letters*, B.Kamiński, G.Kersten, P.Szufel, M.Jakubczyk, T.Wachowicz (eds.), Warsaw School of Economics Press, Warsaw, 2015, p.83-90 [co-authors: M.Araszkiwicz, A.Łopatkiewicz];

My share in this scientific work is estimated 50%.

15) A.Zienkiewicz, *Framing a Knowledge Base for a Legal Expert System Dealing with Indeterminate Concepts*, *The Scientific World Journal* 2015, Article ID 985425, 14 pages, doi:10.1155/2015/985425, [co-authors: M.Araszkiwicz, A.Łopatkiewicz, T.Żurek].

My share in this scientific work is estimated 25%.

16) A.Zienkiewicz, *Mandatory mediation - remarks on determining a dispute's suitability for mediation and the parties' concerns regarding mediation*, *Studia Iuridica Lublinensia*, Vol 27, Nr 3, 2018, s. 61-71.

in German

17) A.Zienkiewicz, *Mediation als eine Form der Justiz / Mediation as a Form of Justice*, [in:] *Mediation als Verfahren konsensualer Streitbeilegung. Die deutsche, polnische und ukrainische Perspektive / Mediation as a Method of Consensual Dispute Resolution. The German, Polish and Ukrainian Perspective*, Tina de Vries (ed.), Peter Lang, Frankfurt am Main 2012, p.3-22.

in Russian

18) A.Zienkiewicz, *Медиаця в Польше и России / Mediation in Poland and Russia*, „Lex Russica” 2014, nr 4, p.469-476.

in Ukrainian

19) A.Zienkiewicz, *медіація як форма здійснення правосуддя, Mediation as a Form of Justice*, [in:] *Медіація як процедура врегулювання спорів шляхом досягнення консенсусу / Mediation as Dispute Resolution through Consensus* / Інститут законодавства Верховної Ради України, Мюнхенський Інститут східноєвропейського права / *Institute of Legislation of the Verkhovna Rada of Ukraine, Munich Institute of Eastern European Law*, Kiev 2011, p.13-34.

III. PUBLICATIONS IN POLISH LANGUAGE

A) Chapters in books

20) A.Zienkiewicz, *Institutional mediation in legal proceedings of commercial cases in Poland - between European inspiration and internal necessity*, [in:] *Theoretical-legal problems of European integration*, L.Leszczynski (ed.), Lublin 2004, p. 257-276.

21) A.Zienkiewicz, *Alternative dispute resolution and the integration of Europe*, [in:] *Man and identity in the process of European integration*, B. Sitek, G. Dammacco, J.Szczerbowski, A.Kowalska (eds.), Olsztyn 2004, p.485-492 [co-author: M.Lasota];

My share in this scientific work is estimated 50%.

22) A.Zienkiewicz, *European Interpretation Community*, [in:] *Man and identity in the process of European integration*, B. Sitek, G. Dammacco, J.Szczerbowski, A.Kowalska (eds.), Olsztyn 2004, p.493-498 [co-author: M.Lasota];

My share in this scientific work is estimated 50%.

23) A.Zienkiewicz, *Mediation in civil proceedings in Poland - against the background of European integration processes*, [in:] *Polish legal culture and the process of European integration*, S. Wronkowska (ed.), Kraków 2005, p. 385-398;

24) A. Kalisz, A. Zienkiewicz, *Judiciary and Mediation*, [in:] *The Tracks of Justice in Contemporary Legal Philosophy*, B. Wojciechowski, M. Golecki (eds.), Toruń 2008, p. 263 – 274, [co-author: A.Kalisz];

My share in this scientific work is estimated 50%.

25) A.Zienkiewicz, *Mediation in the continuum of the forms of justice*, [in:] *Arbitration and mediation. Current problems of the theory and practice of the functioning of arbitration courts and mediation centers*, J.Olszewskiego (ed.), Rzeszów 2009, p.427-435;

26) A. Zienkiewicz, *Judicial Discretion and Court Approval for Mediation Agreements in Civil Cases*, [in:] *Discretion in Law*, T. Stawecki, T. Stańkiewicz (eds.), Warszawa 2010, p. 452-456, [co-author: A.Kalisz];

My share in this scientific work is estimated 50%.

27) A.Zienkiewicz, *The concept of the Multidoor Courthouse Project - strengthening the plurality of forms of justice*, [in:] *Mediation - a new way of resolving disputes*, A.Rękas (ed.), Warszawa 2011, p.29-47;

28) A.Zienkiewicz, *Parties' concerns regarding resolving disputes through mediation*, [in:]

Mediations in law, J.Czapska, M.Szeląg – Dylewski (eds.), Kraków 2014, p. 29-44;

29) A.Zienkiewicz, *Holistic method of diagnosis of legal disputes - from law to psychotherapy*, [in:] *Solving conflict situations in a unitary and social dimension*, M.Plucińska (ed.), Poznań 2014, p.225-234;

30) A.Zienkiewicz, *The specifics of integration discourse*, [in:] J.Bralczyk, J.Dubois, G.Holoubek, Cz.Jaworski, Z.Krzemiński, G.Matyszkiewicz, J.Naumann, K.Piesiewicz, M.Radwan-Rohrenscheff, A.Rościszewski, J.Stuhr, A.Tomaszek, J.Wasilewski, E.Wende, T. De Virion, Z.Zapasiewicz, J.Zajadło, K.Zeidler, A.Zienkiewicz, *Legal rhetoric, Fourth edition*, Warszawa 2014, p.189-199;

31) A.Zienkiewicz, *Therapeutic Jurisprudence*, [in:] *Philosophical and theoretical issues of a democratic state of law*, M.Andruszkiewicz, A.Breczko, S.Oliwniak (ed.), Białystok 2015, p.173-180;

32) A.Zienkiewicz, *Reflective legal advice*, [in:] *Reflexivity in law. Inspirations*, J.Karczewski, M.Żuralska (eds.), Warszawa 2015, p.197-212;

33) A.Zienkiewicz, *Feeling versus Thinking Style of Decisionmaking – Personal Traits that Conductive to Parties Cooperation in the Decision-Making Process Conducted in Order to Dispute Resolution*, [in:] *Issues of applying the law. Theoretical and dogmatic perspective*, W.Dziedziak, B.Liżewski (eds.), Lublin 2015, p.243-254;

34) A.Zienkiewicz, *Supporting amicable methods of resolving conflicts through state legislation*, [in:] *a Well-Organised State*, J.Zieliński (ed.), Gdańsk 2015, p. 51-60;

35) A.Zienkiewicz, *European ODR platform - the alliance of law, economics and new information technologies against the background of online cross-border transactions*, [in:] *Law and economics - alliances in the construction of an effective state*, M.Kowalczyk, P.Majer (eds.), Olsztyn 2016, p.251-260;

36) A.Zienkiewicz, *The role of a lawyer in mediation* [in:] *Mediation in civil, commercial and labor law in practice (conference publication)*, Olsztyn 2017, p.55-62.

Items 20-23 were published before obtaining a PhD.

B) Articles

37) A.Zienkiewicz, *Mediator in civil matters*, Miesięcznik Notariatu Rzeczypospolitej Polskiej „Rejent” / The Journal of Notary of the Republic of Poland "Rejent" 2005, nr 5, p.137-152;

38) A.Zienkiewicz, *Alternative resolution and settlement of legal disputes*, „Studia Prawnoustrojowe / Legal and structural Studies” 2005, nr 5 , p. 33-50;

39) A.Zienkiewicz, *Reframing – universal mediation technique*, „Edukacja Prawnicza / Legal Education”, nr 04 (97) april 2008, p.39-40;

40) A.Zienkiewicz, *A diverse paradigm of mediation - a response to the multipurpose of mediation discourse*, „ADR. Arbitraż i mediacja / ADR. Arbitration and Mediation” nr 2 (2)/2008, s.61-77;

41) A.Zienkiewicz, *Multilingualism and the interpretation of European Community law*, „Studia Prawnoustrojowe / Legal and structural Studies” 2009, nr 9, p. 405-411 (co-author: M. Lasota);

My share in this scientific work is estimated 50%.

42) A.Zienkiewicz, *Interpretative Directives of International Agreements*, „Studia Prawnoustrojowe / Legal and structural Studies” 2009, nr 9, p. 423-432 (co-author: M.Lasota);

My share in this scientific work is estimated 50%.

43) A.Zienkiewicz, *Standards of conducting mediation and mediating proceedings - adopted by the Social Council of ADR at the Ministry of Justice*, „Studia Prawnoustrojowe / Legal and structural Studies” 2012, nr 18, p.185-200;

44) A.Zienkiewicz, *Communication in mediation involving people with hearing damage*, „ADR. Arbitraż i mediacja / ADR. Arbitration and Mediation”, 2012, nr 1 (17), p.47-64 [co-author: T.Czajczyc];

My share in this scientific work is estimated 50%.

45) A. Zienkiewicz, *Lawyer in Mediation*, „ADR. Arbitraż i mediacja / ADR. Arbitration and Mediation”, 2013 nr 2 (22), p. 35-55 [co-author: A.Kalisz];

My share in this scientific work is estimated 50%.

46) A.Zienkiewicz, *Mediation as a form of Justice*, „ADR. Arbitraż i mediacja / ADR. Arbitration and Mediation” 2013, nr 4, p.101-115;

47) A.Zienkiewicz, *New information technologies against the background of out-of-court resolution of consumer disputes in European Union law*, „Edukacja Prawnicza / Legal Education” nr 10/2014, p. 15-18;

48) A.Zienkiewicz, *Transformative dimension of integration discourse. Some remarks from the psychological perspective of Lawrence Kohlberg's ontogenesis theory*, „Studia Prawnoustrojowe / Legal and structural Studies” nr 26/2014, s.381-396;

49) A.Zienkiewicz, *“The Lawyer Personality” - Personal traits of lawyers and their performance of in professional roles*, „Archiwum Filozofii Prawa i Filozofii Społecznej / Archives for Philosophy of Law and Social Philosophy”, nr 1 (16) march 2018, p.94-102.

Items 37-38 were published before obtaining a PhD.

C) Conference Reports

50) Conference report: *Mediation as a Method of Consensual Dispute Resolution. The German, Polish and Ukrainian Perspective*, Regensburg, 25-26.06.2010, „Państwo i Prawo / Law and State”, 2011, 6 (784), p.124-125;

51) Conference report: *„Mediation – Justice in a new Perspective”*, Cracow 16-17.11.2012, „Studia Prawnoustrojowe / Legal and structural Studies” 2012, nr 18, p.223-224;

52) Conference report: *External and internal integration of Jurisprudence, The 20th Jubilee Congress of Departments of Theory and Philosophy of Law*, Lodz 6-9.09.2012, „Studia Prawnoustrojowe / Legal and structural Studies”, 2013, nr 21, p. 215-216 [co-author: A.Korzeniewska-Lasota];

My share in this scientific work is estimated 50%.

53) Conference report: International Scientific Conference "*Constitutionalism and the legal system of Russia. Results and perspectives*", 3rd Moscow legal week, 26.11.– 03.12.2013., "Studia Prawnoustrojowe / Legal and structural Studies " 2014, nr 25, p.277-278;

54) Conference report: Nationwide Interdisciplinary Scientific Conference "*Sociotherapeutic aspects of conflict management in the individual and social dimension*" Poznan 04.2014, "Studia Prawnoustrojowe / Legal and structural Studies ", 2015, nr 28, p.401;

55) Conference report: Celebration of the International Mediation Day, 15.10.2014 Olsztyn, "Kortowski Przegląd Prawniczy / Kortowo Law Review", 3/2015, p.130-131;

56) Conference report: Nationwide Scientific Conference, "*Issues of applying the law. Theoretical and practical perspective* ", 27.10.2014 Lublin, „Kortowski Przegląd Prawniczy / Kortowo Law Review”, 2/2015, p.162.

D) Forthcoming

57) A.Zienkiewicz, *Therapeutic dimension of law*, [in:] *Dimensions of law. Theory, Philosophy. Axiology*, M.Herman, M.Krotoszyński, P.F.Zwierzynkowski, (eds.) [planned year of publication – 2018/2019].

58) A.Zienkiewicz, *The specificity of mediation in administrative proceedings as a form of Alternative Dispute Resolution (ADR)*, the chapter in book of Zakład Ubezpieczeń Społecznych - ZUS (planned year of publication – 2019).

E) Scientific Expertises

59) Scientific Expertise (legal opinion) regarding the draft law on mediation initiating by courts, 2009, The Principal: the Center for Research, Studies and Legislation established in the National Bar Council of Attorneys-at-Law;

60) Scientific Expertise (legal opinion) regarding the draft assumptions of draft law of "*on supporting amicable dispute resolution*", presented by the Ministry of Economy in cooperation with the Ministry of Justice, 2014, The Principal: the Center for Research, Studies and Legislation established in the National Bar Council of Attorneys-at-Law;

61) Scientific Expertise (legal opinion) regarding the draft law of "*on supporting amicable dispute resolution*", presented by the Ministry of Economy in cooperation with the Ministry of Justice, 2015, The Principal: the Center for Research, Studies and Legislation established in the National Bar Council of Attorneys-at-Law;

62) Scientific Expertise (report) under the title: „*Mediation as a Complementary Form of Justice*”, 2017, The Principal: the Center for Research, Studies and Legislation established in the National Bar Council of Attorneys-at-Law.



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