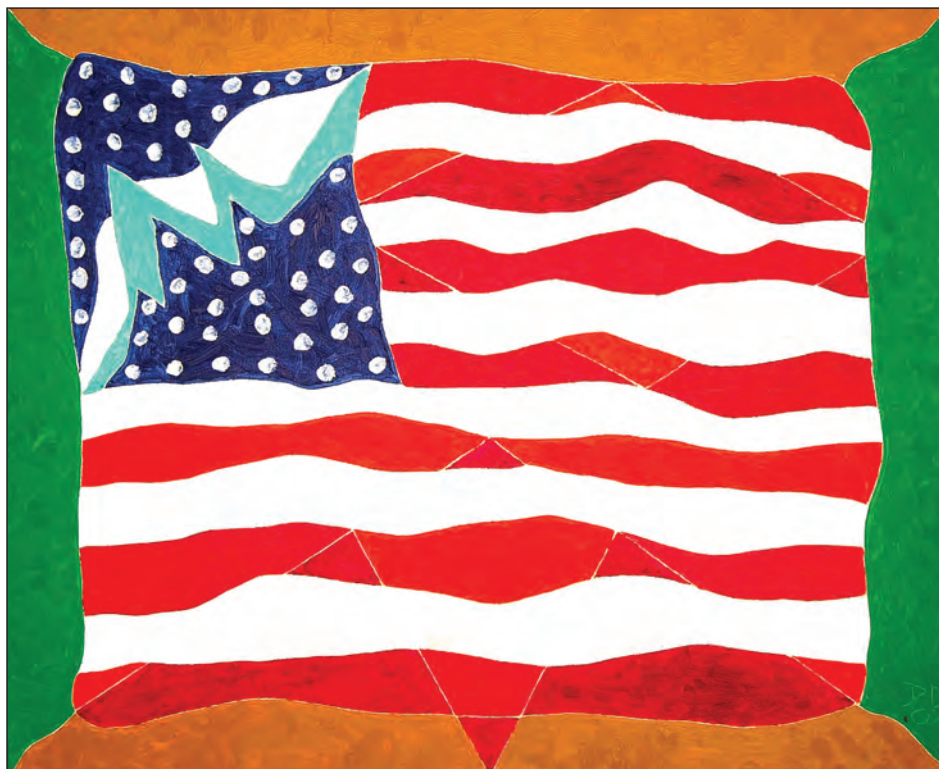


36<sup>TH</sup> ANNUAL  
**IMMIGRATION AND  
NATIONALITY LAW**



**FUNDAMENTALS**

November 7, 2012

**CONFERENCE**

November 8–9, 2012

Sheraton Hotel at the Capitol  
Austin, Texas

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Fundamentals—Earn up to 4.25 Hours of Credit Including 1.25 Hours of Ethics

Conference—Earn up to 14.75 Hours of Credit Including 2.00 Hours of Ethics

Specialization Credit Approved for Immigration and Naturalization Law

FUNDAMENTALS OF  
**IMMIGRATION AND NATIONALITY LAW**  
 November 7, 2012 ▪ Sheraton Hotel at the Capitol ▪ Austin, Texas

Earn up to 4.25 Hours of Credit Including 1.25 Hours of Ethics  
 Specialization Credit Approved for Immigration and Naturalization Law

**WEDNESDAY AFTERNOON, NOV. 7, 2012**

**Presiding Officer:**

**Eugene J. Flynn, Eugene J. Flynn, P.C.,  
 Dallas, TX**

**1:00 p.m. Registration Opens**

**1:30 p.m. 1.00 hr**

**United States Immigration Laws: Citizens,  
 Nonimmigrants, Immigrants and Unauthorized**

A discussion of the interplay of unlawful presence, out of status, nonimmigrant, immigrant and citizenship for foreign nationals, their employers and their families.

Paul Parsons, Paul Parsons, PC, Austin, TX

**2:30 p.m. 1.00 hr**

**Introduction to Family Immigration Practice**

Who qualifies for family visas in the immigrant and nonimmigrant classifications? What are the pitfalls and the high points of family immigration practice?

George Rodriguez, Saenz-Rodriguez & Associates, P.C., Dallas, TX  
 Nancy Taylor Shivers, Shivers & Shivers, San Antonio, TX

**3:30 p.m. Break**

**3:45 p.m. 1.00 hr**

**Introduction to Employment Immigration Practice**

A review of the most common types of work visas available to foreign nationals and the requirements and important features of each category.

Maggie Murphy, Jackson Lewis LLP, Austin, TX

**WELCOME RECEPTION**

**4:45 p.m. – 7:00 p.m.**

Networking opportunity to meet and get to know your fellow immigration law practitioners.

**5:15 p.m. 1.25 hrs ethics**

**Pro Bono Representation:  
 The Value and Benefits**

Non-citizens in Texas have never been more in need of pro bono representation in their immigration matters. As immigration law has grown evermore complex during the last 15 years, thousands of immigrants face their immigration matters on their own—without representation. Many non-citizens resort to unauthorized and unscrupulous outfits for what they think is help. Get inspired to share your time and expertise with non-profit immigration programs in Texas.

**Moderator:**

Edna Yang, American Gateways, Austin, TX

**Panelists:**

M. Elizabeth 'Liz' Cedillo-Pereira, Cedillo-Pereira & Cedillo, PLLC, Dallas, TX  
 Barbara Hines, The University of Texas School of Law Immigration Clinic, Austin, TX  
 Vanna Slaughter, Catholic Charities of Dallas, Inc.- Immigration and Legal Services, Dallas, TX

**6:30 p.m. Adjourn**

**FUNDAMENTALS FACULTY**

M. ELIZABETH 'LIZ' CEDILLO-PEREIRA  
 Cedillo-Pereira & Cedillo, PLLC  
 Dallas, TX

BARBARA HINES  
 The University of Texas School of Law  
 Immigration Clinic  
 Austin, TX

MAGGIE MURPHY  
 Jackson Lewis LLP  
 Austin, TX

PAUL PARSONS  
 Paul Parsons, PC  
 Austin, TX

GEORGE RODRIGUEZ  
 Saenz-Rodriguez & Associates, P.C.  
 Dallas, TX

NANCY TAYLOR SHIVERS  
 Shivers & Shivers  
 San Antonio, TX

VANNA SLAUGHTER  
 Catholic Charities of Dallas, Inc.-  
 Immigration and Legal Services  
 Dallas, TX

EDNA YANG  
 American Gateways  
 Austin, TX

**FUNDAMENTALS MCLE**

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 4.25 hours, of which 1.25 credit hours will apply to legal ethics/professional responsibility credit. The University of Texas School of Law is a State Bar of California approved MCLE provider (#1944), and an Oklahoma Bar Association MCLE presumptively-approved provider (#169).

**FUNDAMENTALS AND CONFERENCE PLANNING COMMITTEE**

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 Attorney at Law  
 Dallas, TX

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 CO-CHAIR  
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 Dallas, TX

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 Cedillo-Pereira & Cedillo, PLLC  
 Dallas, TX

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 Chavez & Valko, LLP  
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 The University of Texas School of Law  
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 Gupta & Wiora, P.C.  
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 The University of Texas School of Law  
 Immigration Clinic  
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JACQUELINE L. WATSON  
 Law Office of Thomas Esparza, Jr., PC.  
 Austin, TX

SARAH E. WOELK  
 Casa Marianella Immigration Legal Services  
 Austin, TX

EDNA YANG  
 American Gateways  
 Austin, TX

36<sup>th</sup> ANNUAL  
**CONFERENCE ON IMMIGRATION AND NATIONALITY LAW**

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**WEDNESDAY EVENING, NOV. 7, 2012**

**WELCOME RECEPTION**

**4:45 p.m. – 7:00 p.m.**

Networking opportunity to meet and get to know your fellow immigration law practitioners.

**THURSDAY MORNING, NOV. 8, 2012**

**Presiding Officer:**

**Michelle L. Saenz-Rodriguez, Saenz-Rodriguez & Associates, P.C., Dallas, TX**

**8:00 a.m. Registration Opens**

Includes continental breakfast.

**8:30 a.m. Welcoming Remarks**

**8:40 a.m. 1.00 hr**

**Hot Topics: Recent Developments and Emerging Issues**

A review of recent immigrations-related judicial and administrative decisions and policies affecting employment-based immigration and related employer compliance and foreign nationals in removal proceedings.

Harry J. Joe, Jackson Lewis LLP, Dallas, TX  
Dan Kesselbrenner, National Immigration Project of the National Lawyers Guild, Boston, MA

**9:40 a.m. .33 hr**

**An Introduction:  
CIS Ombudsman's Office of the  
Department of Homeland Security**

Meet the CIS Ombudsman's Office and hear what the Ombudsman's Office can do for you and your client.

Amany S. Ezeldin, Department of Homeland Security, Washington, DC

**10:00 a.m. .75 hr**

**Getting the Green Card:  
Adjustment of Status vs. Consular Processing**

An overview of strategic considerations for employment-based immigrant visa matters and related assessment of common grounds of inadmissibility.

L. Edward Rios, Cox Smith Matthews Incorporated, El Paso, TX  
Lawrence E. Rushton, The Rushton Law Firm, Bellaire, TX

**10:45 a.m. Break**

**11:00 a.m. 1.25 hrs**

**In a Country Where Unlawful Presence Reigns, We Bring You "Bars, Tolling and Waivers"**

A discussion of the intricacies of unlawful presence, calculations, overstays, status violations, accrual and waivers available to overcome the bars.

Raed Gonzalez, Gonzalez Olivieri LLC, Houston, TX  
Faye M. Kolly, De Mott, McChesney, Curtright and Armendáriz, L.L.P., Austin, TX

**12:15 p.m. Break to Pick Up Lunch**

**THURSDAY AFTERNOON**

**Presiding Officer:**

**George Rodriguez, Saenz-Rodriguez & Associates, P.C., Dallas, TX**

**LUNCHEON PRESENTATION**

**12:30 p.m. .75 hr**

**Victory for Dreamers:  
Deferred Action and Youth Advocacy**

An overview of the Deferred Action for Childhood Arrivals (DACA) and the advocacy campaign for the passage of the DREAM Act that led to President Obama's 2012 policy.

**Moderator:**  
Barbara Hines, The University of Texas School of Law Immigration Clinic, Austin, TX

**Panelists:**  
M. Elizabeth 'Liz' Cedillo-Pereira, Cedillo-Pereira & Cedillo, PLLC, Dallas, TX  
Julieta Garibay, United We Dream, Austin, TX

**1:15 p.m. Break**

**1:30 p.m. 1.00 hr including .50 hr ethics**

**The Timeline Tightrope:  
Adjustment vs. Consular**

The principle of reverse engineering is critical in assessing the appropriate path to permanent residence. The goal of acquiring permanent residence can be years away and anticipating pitfalls and timing challenges for a client's review and assessment are crucial.

Kathleen Campbell Walker, Cox Smith Matthews Incorporated, El Paso, TX

**2:30 p.m. 1.00 hr**

**Naturalization and Citizenship: Basic Issues**

Your client has a green card and wants to "upgrade" to U.S. citizenship. Is she eligible? Review basic eligibility, travel issues, good moral character, special rules and citizenship. Your client believes that he is a U.S. citizen even though he was born outside the U.S. Is he a citizen? Look at derivative citizenship, acquired citizenship and contested citizenship.

Janet B. Beck, University of Houston Law Center, Houston, TX  
Richard S. Fischer, The Law Offices of Richard S. Fischer, Nacogdoches, TX

**3:30 p.m. Break**

**3:45 p.m. 1.75 hrs including .50 hr ethics**

**Anatomy of a Removal Case**

Examine the mechanics of removal proceedings from initiation of proceedings through the bond process and all the way to the removability phase of the case. Gain insight on the process and how to present the best case possible with a focus on practical consideration and legal strategy.

**Moderator:**  
Michelle L. Saenz-Rodriguez, Saenz-Rodriguez & Associates, P.C., Dallas, TX

**Panelists:**  
Jodi M. Goodwin, Law Office of Jodi Goodwin, Harlingen, TX  
Jacqueline L. Watson, Law Office of Thomas Esparza, Jr., P.C., Austin, TX

**5:30 p.m. Adjourn**

**CONFERENCE MCLE**

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**FRIDAY MORNING, NOV. 9, 2012****Presiding Officer:**

Richard A. Gump Jr., Attorney at Law,  
Dallas, TX

8:00 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. .75 hr

**Law Office Management:  
Finding What You Need**

How to find what you need to know to practice immigration law and how to use the latest technology to find it when you need it.

Eugene J. Flynn, Eugene J. Flynn, P.C., Dallas, TX  
Carl M. Shusterman, Law Offices of Carl Shusterman,  
Los Angeles, CA

9:15 a.m. 1.00 hr including .25 hr ethics

**Asylum: Basic to Advanced**

Beginning with a basic overview of the asylum process, then moving on to more advanced asylum issues, such as framing "particular social group" and Mexican asylum cases, learn practice points on how to prepare and successfully represent asylum seekers before USCIS and the Immigration Court.

**Moderator:**  
Edna Yang, American Gateways, Austin, TX

**Panelists:**  
Denise L. Gilman, The University of Texas School of  
Law Immigration Clinic, Austin, TX  
Carlos Spector, Attorney At Law, El Paso, TX

10:15 a.m. Break

Overall, this is an excellent program. The topics are diverse and relevant.

The speakers are excellent and I have a wonderful source of materials.

This is always a great program—very well balanced and informative.

I enjoy the presenters. All are very knowledgeable and willing to answer questions.

**Concurrent Sessions****BUSINESS-BASED IMMIGRATION****Presiding Officer:**

Richard A. Gump Jr., Attorney at Law,  
Dallas, TX

10:30 a.m. 1.00 hr

**Hot Topics in EB-5 Investor Visas**

Discussion of recent issues confronting investors, ranging from "source of funds" to "tenant occupancy" interpretations that affects job creations forecasts.

Elise A. Healy, Spencer Crain Cabbage Healy &  
McNamara PLLC, Dallas, TX

11:30 a.m. .75 hr

**PERManent Residence through Employment**

A discussion about the basic PERM requirements and procedures, including current trends and recent BALCA decisions, common and not-so-common pitfalls, and relevant I-140 and priority date considerations. Explore the issues surrounding minimum requirements, recruitment efforts and documentation retention.

Edward R. Litwin, Litwin & Associates, A Law  
Corporation, South San Francisco, CA

**CRIMMIGRATION****Presiding Officer:**

Sarah E. Woelk, Casa Marianella  
Immigration Legal Services, Austin, TX

10:30 a.m. 1.75 hrs

**Defeating Criminal Grounds of Removal**

Using common Texas crimes as examples, learn strategies to defeat removal charges based on criminal conduct, including the categorical and modified categorical analysis.

**Moderator:**  
Barbara Hines, The University of Texas School of Law  
Immigration Clinic, Austin, TX

**Panelists:**  
Dan Kesselbrenner, National Immigration Project of  
the National Lawyers Guild, Boston, MA  
Stephanie Kolmar, American Gateways, Austin, TX

12:15 p.m. Break for Buffet Lunch

**ABOUT THE COVER**

Flag 10, oil on canvas, is by David Newman. For more information, visit [www.davidnewmanart.com](http://www.davidnewmanart.com).

**FRIDAY AFTERNOON****Presiding Officer:**

Sarah E. Woelk, Casa Marianella  
Immigration Legal Services, Austin, TX

**LUNCHEON PRESENTATION**

12:35 p.m. .75 hr

**Post-Election:**

**A Dream or Nightmare for Immigration?**

Just days after the election, a look at what has come to pass and what is yet to come on immigration legislation and executive action. What will happen with deferred action for Dreamers? Will the DREAM Act, AgJOBS or other family and business reforms go through in the 113th Congress?

Gregory Z. Chen, Esq., American Immigration  
Lawyers Association, Washington, DC

1:20 p.m. Break

1:30 p.m. 1.00 hr including .50 hr ethics

**ICE Audits: Looking Back and into the Future**

Experienced attorneys and an ICE Senior Special Agent discuss what to expect in an ICE audit and how to prepare your client.

Richard A. Gump Jr., Attorney at Law, Dallas, TX  
Kevin R. Lashus, Jackson Lewis LLP, Austin, TX  
Joseph Martinez Jr., Department of Homeland  
Security, San Antonio, TX

2:30 p.m. 1.00 hr including .25 hr ethics

**Hot Topics in Marriage-Based Immigration**

Learn about the issues regarding the consequences of divorce on marriage-based applications and conditional residency, strategies to overcome these hurdles, and how to handle problematic cases and conflicts of interest, including marriage fraud.

Nicolas Chavez, Chavez & Valko, LLP, Dallas, TX  
Lakshmi Nayar, Nayar & McIntyre, LLP, Dallas, TX  
Peter D. Williamson, Chamberlain, Hrdlicka, White,  
Williams & Aughtry, Houston, TX

3:30 p.m. Break

3:45 p.m. .75 hr

**The Nuts and Bolts of Administrative Appeals for Petitions and Applications**

General requirements and procedures for administrative appeals of denials of family petitions, TPS applications, adjustment applications, citizenship applications, immigrant worker petitions and more. An analysis of the rules regarding mailing deadlines, motions to reopen, motions for reconsideration, filing fees and strategies for successful administrative appeals.

Francisco J. Garcia, Law Office of Harry Gee, Jr. &  
Associates, Houston, TX  
Javier N. Maldonado, Law Office of Javier N.  
Maldonado, PC, San Antonio, TX

4:30 p.m. Adjourn

# REGISTRATION FORM FOR 2012 IMMIGRATION AND NATIONALITY LAW

**Register online:**

www.utcle.org

**PLEASE PRINT CLEARLY**

**IF12/IM12**

**Or mail your registration to:**

The University of Texas School of Law  
Attn. Registration  
P.O. Box 7759  
Austin, TX 78713-7759

Bar Card# \_\_\_\_\_  TX  Other State: \_\_\_\_\_  N/A

Name [ Mr. / Ms. ] \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Registrant's Email (required) \_\_\_\_\_ Assistant's Email (optional) \_\_\_\_\_

**Or fax to:**

512-475-6876

**Questions? Call us at 512-475-6700**

*Invoices, confirmations and receipts are emailed to these addresses.*

## REGISTRATION

### FUNDAMENTALS—IF12

*Includes Course Materials and Wednesday Evening Reception*

#### Green Registration—Electronic Materials on USB Key ONLY

- Early Registration due by Wednesday, October 31 . . . . . \$80
- Registration after Wednesday, October 31 . . . . . \$110

#### Standard Registration—Printed Course Binder ONLY

- Early Registration due by Wednesday, October 31 . . . . . \$85
- Registration after Wednesday, October 31 . . . . . \$115

**Fundamentals Registration Total . . . . . \$ \_\_\_\_\_**

### CONFERENCE—IM12

*Includes Course Materials and Wednesday Evening Reception, Thursday and Friday Lunch Presentations*

#### Green Registration—Electronic Materials on USB Key ONLY

- Early Registration due by Wednesday, October 31 . . . . . \$430
- Registration after Wednesday, October 31 . . . . . \$480

#### Standard Registration—Printed Course Binder ONLY

- Early Registration due by Wednesday, October 31 . . . . . \$435
- Registration after Wednesday, October 31 . . . . . \$485

#### Friday Concurrent Sessions—Select One:

- Track A: Business-Based Immigration
- Track B: Crimmigration

#### RSVP: Wednesday Evening Welcome Reception

- I will attend the Welcome Reception . . . . . FREE

**Conference Registration Total . . . . . \$ \_\_\_\_\_**

**SAVE \$25 WHEN YOU REGISTER FOR BOTH IMMIGRATION AND NATIONALITY LAW FUNDAMENTALS AND CONFERENCE -\$25 \$ \_\_\_\_\_**

**REGISTRATION SUBTOTAL \$ \_\_\_\_\_**

## PUBLICATIONS AND MEDIA *Allow 3-5 weeks after the Austin conference date for delivery.*

### FUNDAMENTALS—IF12

- Course Binder WITHOUT Conference Registration . . . . . \$60  
*Note: Conference Registration includes Course Binder*
- Audio MP3 Speeches on CD . . . . . \$50
- Audio CD Set . . . . . \$75
- eBinder on CD (PDF format) . . . . . \$60/\$25  
*(\$60 purchased alone, \$25 with Registration or purchase of Course Binder or Audio MP3 Speeches on CD or Audio CD Set)*

**Fundamentals Publications and Media Total . . . . . \$ \_\_\_\_\_**

### CONFERENCE—IM12

- Course Binder WITHOUT Conference Registration . . . . . \$225  
*Note: Conference Registration includes Course Binder*
- Audio MP3 Speeches on CD . . . . . \$130
- Audio CD Set . . . . . \$210
- eBinder on CD (PDF format) . . . . . \$225/\$50  
*(\$225 purchased alone, \$50 with Registration or purchase of Course Binder or Audio MP3 Speeches on CD or Audio CD Set)*

**Conference Publications and Media Total . . . . . \$ \_\_\_\_\_**

**PUBLICATIONS AND MEDIA SUBTOTAL \$ \_\_\_\_\_**

## IN-HOUSE CLE: Bring the conference in-house and learn at your convenience. *Approved for Texas MCLE credit. Allow 3-5 weeks after conference date for delivery.*

### FUNDAMENTALS—IF12

- In-House CLE for 2 . . . . . \$200  
*Includes Audio CD Set and Course Binders*
- \_\_\_ Add participant (includes Course Binder) for \$60 each . . . . . \$ \_\_\_\_\_

**Fundamentals In-House CLE Total . . . . . \$ \_\_\_\_\_**

### CONFERENCE—IM12

- In-House CLE for 2 . . . . . \$825  
*Includes Audio CD Set and Course Binders*
- \_\_\_ Add participant (includes Course Binder) for \$225 each . . . . . \$ \_\_\_\_\_

**Conference In-House CLE Total . . . . . \$ \_\_\_\_\_**

**IN-HOUSE CLE SUBTOTAL TOTAL \$ \_\_\_\_\_**

**ORDER GRAND TOTAL \$ \_\_\_\_\_**

### METHOD OF PAYMENT

- Check (make checks payable to: The University of Texas at Austin) or  VISA or  MasterCard (sorry, no AMEX or Discover).

Card number     -     -     -

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**512-475-6700**

Visit

[www.utcle.org](http://www.utcle.org)

for more information

## AUSTIN

November 7, 8–9, 2012

### CONFERENCE LOCATION



#### Sheraton Austin Hotel at the Capitol

701 E. 11<sup>th</sup> Street  
Austin, TX 78701  
512-478-1111

**Special Room Rate: \$159**  
good through October 12, 2012  
(subject to availability)

#### Parking:

\$10 self-parking day of event  
\$10 self-parking overnight

### KEY DATES

**October 31, 2012**

*last day for early registration*  
add \$50 for registrations  
received after this time

**November 2, 2012**

*last day for full refund*

**November 5, 2012**

*last day for partial refund*  
\$50 processing fee applied

**November 7, 1:30 p.m.**

*Fundamentals begins*

**November 8, 2012, 8:30 a.m.**

*Conference begins*

## CONFERENCE FACULTY

JANET B. BECK  
University of Houston Law Center  
Houston, TX

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Association  
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