

# Case Strategy Phase II

What Does “America First” Mean  
For the Immigration Practitioner?

Presented by Mona Gupta & George Rodriguez

## Trump's Inaugural Address (1/25/17)

“...from this day forward it will be America first”...“Every decision on trade, on taxes, on *immigration*...will be made to benefit American workers and American families.”



# Practice With Paranoia



- \* Review your contracts/~~signed~~ waivers/CYA
- \* Review your intake forms
  - \* Public Benefits/Mental Health/Drug Use/Tatts
- \* Review your processes – mail, paranoid LAs.
- \* Review your modus operandi with information you provide
  - Use disclosures, be clear about dangers, costs, etc...
  - breakdown your charges by steps (Con Pro cases – what's true today may not be true tomorrow)
- \* IOLTA/Trust account issues
- \* Add supplements, briefs, & **overkill the evidence**
- \* Re-read instructions & case law
- \* Join groups with local immigration practitioners or have your “squad” that you can rely on.



## Executive Order: Enhancing Public Safety in the Interior US

- (a) Have been convicted of any criminal offense;
- (b) Have been **charged with any criminal offense**, where such charge has not been resolved;
- (c) Have committed **acts that constitute a chargeable criminal offense**;
- (d) Have **engaged in fraud or willful misrepresentation in connection with any official** matter or application before a governmental agency;
- (e) Have abused any program related to **receipt of public benefits**;
- (f) Are subject to a final order of removal, but who have not complied with their legal obligation to depart the United States; or
- (g) **In the judgment of an immigration officer**, otherwise pose a risk to public safety or national security.

## A new version of “Protecting the Nation from Foreign Terrorist Entry into the United States” (3/6/2017)

- **Vetting process at Consulate & POEs increased w/out justification**
  - Suspended refugee resettlement program for 120 days
  - Calls for new vetting standards at Consulate Posts.
  - Creates **DS-5535** – imposing restrictions on foreign travelers who are not part of the travel ban and **requires disclosure of social media identifiers.**

## Sec. 5 - Implementing Uniform Screening & Vetting Standards for All Immigration Programs



- **CBP is now collecting social media information** and has increased searches of electronic devices. (Officer probably does not have a good sense of humor – no memes).
- **USCIS is searching social media** for applicants looking for potential fraud. (A lot of officers are being hired from CBP – see sense of humor above).

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