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."



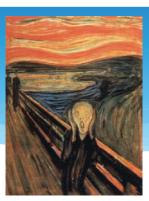
Practice With Paranoia

- * 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 <u>engaged in fraud or willful misrepresentation in connection</u> <u>with any official</u> matter or application before a governmental agency;
- (e) Have <u>abused</u> any program related to <u>receipt of public benefits</u>;
- (f) Are <u>subject to a final order of removal</u>, but who have not complied with their legal obligation to depart the United States; or
- (g) <u>In the judgment of an immigration officer</u>, 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 <u>requires</u> <u>disclosure of social media identifiers</u>.

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



- ► <u>CBP is now collecting social media information</u> and has increased searches of electronic devices. (Officer probably does not have a good sense of humor no memes).
- ➤ <u>USCIS</u> 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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