

39TH ANNUAL
**IMMIGRATION AND
NATIONALITY LAW**



FUNDAMENTALS

October 5, 2015

CONFERENCE

October 6–7, 2015

Radisson Hotel and Suites Downtown
Austin, Texas



Live Webcasts on October 5, 6–7

Fundamentals—Earn up to 4.50 Hours of Credit Including 0.75 Hour of Ethics Credit

Conference—Earn up to 16.25 Hours of Credit Including 4.25 Hours of Ethics Credit

TX Legal Specialization Credit Approved for Immigration and Nationality Law

2015

FUNDAMENTALS OF IMMIGRATION AND NATIONALITY LAW

October 5, 2015 ■ Radisson Hotel and Suites Downtown ■ Austin, Texas

Earn up to 4.50 Hours of Credit Including 0.75 Hour of Ethics Credit

TX Legal Specialization Credit Approved for Immigration and Nationality Law

MONDAY AFTERNOON, OCT. 5, 2015

Presiding Officer:

Jacqueline L. Watson, Law Office of Thomas Esparza, Jr., P.C., Austin, TX

12:00 p.m. Registration Opens

12:50 p.m. Welcoming Remarks

1:00 p.m. 1.00 hr

United States Immigration Laws: An Overview

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

Paul Parsons, Paul Parsons, PC, Austin, TX

2:00 p.m. .50 hr

Immigration Agencies and Basic Terms

An overview of the various immigration agencies and basic immigration terminology.

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

2:30 p.m. 1.00 hr

Introduction to Family Immigration Practice

Family reunification has long been the cornerstone of our immigration policy, accounting for two-thirds of all immigration to the U.S. in a given year. Hear an overview of family visa categories, the qualifications for each, and the application procedures which govern family petitions.

Jenna Carl, Catholic Charities of Dallas, Inc., Dallas, TX
Vanna Slaughter, Catholic Charities of Dallas, Inc., Dallas, TX

3:30 p.m. Break

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 4.50 hours, of which 0.75 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).

3:45 p.m. 1.00 hr | .25 hr ethics

Introduction to Employment Immigration Practice

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

Francisco J. Garcia, The University of Texas Medical Branch at Galveston, Galveston, TX
Judy J. Lee, Foster LLP, Houston, TX

4:45 p.m. 1.00 hr | .50 hr ethics

Introduction to Removal Proceedings

An introduction to Immigration Court proceedings and potential defenses against removal.

Jennifer Walker Gates, Walker Gates Vela, PLLC, Austin, TX
Susannah Volpe, Walker Gates Vela, PLLC, Austin, TX

5:45 p.m. Adjourn

WELCOME RECEPTION

5:45 p.m.—6:45 p.m.

Meet and network with your fellow immigration law practitioners for drinks and hors d'oeuvres.

FUNDAMENTALS FACULTY

JENNA CARL
Catholic Charities of Dallas, Inc.
Dallas, TX

FRANCISCO J. GARCÍA
The University of Texas Medical Branch
at Galveston
Galveston, TX

JUDY J. LEE
Foster LLP
Houston, TX

PAUL PARSONS
Paul Parsons, PC
Austin, TX

VANNA SLAUGHTER
Catholic Charities of Dallas, Inc.
Dallas, TX

SUSANNAH VOLPE
Walker Gates Vela, PLLC
Austin, TX

JENNIFER WALKER GATES
Walker Gates Vela, PLLC
Austin, TX

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

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The University of Texas School of Law
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The University of Texas School of Law
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Shivers & Shivers
San Antonio, TX

VANNA SLAUGHTER
Catholic Charities of Dallas, Inc.
Dallas, TX

PETER D. WILLIAMSON
Chamberlain, Hrdlicka, White,
Williams & Aughtry
Houston, TX

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

EDNA YANG
American Gateways
Austin, TX

CONFERENCE ON IMMIGRATION AND NATIONALITY LAW

October 6–7, 2015 ■ Radisson Hotel and Suites Downtown ■ Austin, Texas

Earn up to 16.25 Hours of Credit Including 4.25 Hours of Ethics Credit
TX Legal Specialization Credit Approved for Immigration and Nationality Law**TUESDAY MORNING, OCT. 6, 2015****Presiding Officer:****Michelle L. Saenz-Rodriguez, Saenz-Rodriguez & Associates, P.C., Dallas, TX****7:30 a.m. Registration Opens**

Includes continental breakfast.

8:20 a.m. Welcoming Remarks**8:30 a.m. .50 hr****What's Going On in Immigration?****The New Landscape in Immigration Practice**

Immigration practice is a fast-changing area of law where practitioners regularly face new challenges. Learn about the latest lawsuits, developments in immigration court practice, new administrative decisions, new enforcement priorities, and new, more complicated forms.

Margaret D. Stock, Cascadia Cross Border Law Group LLC, Anchorage, AK

9:00 a.m. 1.00 hr ethics**Disciplinary Issues in Immigration Law**

A discussion of disciplinary prosecutions and the ethical challenges facing immigration practitioners.

Robert W. Alcorn, CPA, Public Member, Supreme Court of Texas Grievance Oversight Committee, Plano, TX
James A. Ehler, Office of the Chief Disciplinary Counsel, State Bar of Texas, San Antonio, TX

10:00 a.m. .50 hr**Family Detention**

A brief history of family detention, the current state of affairs, and how you can get involved.

Kate Lincoln-Goldfinch, Lincoln-Goldfinch Law, Austin, TX

10:30 a.m. Break**CONFERENCE MCLE**

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10:45 a.m. 1.25 hrs | .75 hr ethics**Minors and Removal**

A discussion of key issues unique to minors in removal, including unaccompanied minors and asylum, credible and reasonable fear interviews, family detention, Special Immigrant Juvenile Status, and the Central American Minors program.

Moderator:

Virginia M. Raymond, Law Office of Virginia Raymond, Austin, TX

Panelists:

Janet B. Beck, University of Houston Law Center, Houston, TX
Richard S. Fischer, Fischer & Fischer, Attorneys at Law, Nacogdoches, TX
Denise L. Gilman, The University of Texas School of Law Immigration Clinic, Austin, TX

12:00 p.m. Pick Up Lunch

Included in registration.

TUESDAY AFTERNOON**Presiding Officer:****Edna Yang, American Gateways, Austin, TX****LUNCHEON PRESENTATION****12:20 p.m. .75 hr****Executive Action: Prosecutorial Discretion and Enforcement Priorities**

A discussion of pending litigation in the Southern District of Texas, with analysis of the new criteria for prosecutorial discretion.

Ira J. Kurzban, Kurzban, Kurzban, Weinger & Tetzeli, PA, Miami, FL

1:05 p.m. 1.00 hr | .25 hr ethics**Categorical and Divisible:****The Knotty Adjectives**

The Categorical Method: the final frontier? Come on a legal journey where no one has gone before, from Categorical's inception in 1990 to the present—without being beamed in any way!

Simon M. Azar-Farr, Simon Azar-Farr & Associates, San Antonio, TX

2:05 p.m. Break**2:20 p.m. .75 hr****Federal Case Law Update**

A review of important case decisions from the U.S. Supreme Court, U.S. Fifth Circuit Court of Appeals, and the Board of Immigration Appeals.

Nicolas Chavez, Chavez & Valko, LLP, Fort Worth, TX
Javier N. Maldonado, Law Office of Javier N. Maldonado, PC, San Antonio, TX

3:05 p.m. Break**3:15 p.m. .50 hr****Waivers in Family and Removal Cases**

Tips on presenting some of the most common, but tricky, waiver cases.

Carlos Moctezuma García, García & García, Attorneys at Law P.L.L.C., McAllen, TX

3:45 p.m. 1.25 hrs | .75 hr ethics**Anatomy of a Removal Case**

An examination of removal proceedings, from initiation of proceedings through the bond process, all the way to the removability phase. Gain insight on presenting the best case possible—from legal strategy to practical considerations.

Moderator:

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

Panelists:

Joel R. Gonzalez, Cote & Gonzalez PLLC, San Antonio, TX
Jodi M. Goodwin, Law Office of Jodi Goodwin, Harlingen, TX

5:00 p.m. .75 hr | .25 hr ethics**Ask the Experts**

An interactive opportunity to have top immigration lawyers answer your questions and provide solutions to your ethical quandaries.

Moderator:

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

Panelists:

Janet B. Beck, University of Houston Law Center, Houston, TX
Jodi M. Goodwin, Law Office of Jodi Goodwin, Harlingen, TX
Richard A. Gump Jr., The Law Offices of Richard A. Gump, Jr. P.C., Dallas, TX
Margaret D. Stock, Cascadia Cross Border Law Group LLC, Anchorage, AK

**NETWORKING RECEPTION AND
PRO BONO MIXER**

5:45 p.m.—6:45 p.m.

Enjoy refreshments and a networking opportunity with colleagues, conference faculty, and pro bono organization representatives. Edna Yang, American Gateways, Austin, TX, opens with a brief introduction and overview of the current pro bono landscape.

WEDNESDAY MORNING, OCT. 7, 2015

Presiding Officer:

**Mona Gupta, Gupta & Wiora, P.C.,
Dallas, TX**

7:30 a.m. Conference Room Opens

Includes continental breakfast.

8:00 a.m. .50 hr ethics

Immigration Case Management and Ethics

An immigration practice involves much more than filling out forms. Explore the ethical and practical issues that practitioners should prepare for.

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

Jacqueline L. Watson, Law Office of Thomas Esparza, Jr., P.C., Austin, TX

8:30 a.m. .75 hr

Non-Immigrant Visas: H-1B versus The World

Survey the global landscape of work visa options, including pros and cons for each, and identify the territorial land mines trending in USCIS's Requests for Additional Evidence in the context of work visas.

William D. Fong, Fong & Associates, L.L.P., Houston, TX
Rebecca R. Massiatte, JMO Firm, PLLC, Dallas, TX

9:15 a.m. .75 hr | .25 hr ethics

**Investment-Based Immigrant and
Nonimmigrant Visas**

Investing in the U.S. provides the basis for obtaining both nonimmigrant and immigrant visas. Explore the E-2 treaty investor nonimmigrant visa and the EB-5 investment immigration green card option.

Ron Klasko, Klasko Immigration Law Partners, LLP,
Philadelphia, PA

10:00 a.m. Break

10:15 a.m. .75 hr

**Top Ten Considerations of Processing a
PERM Labor Certification Case**

A succinct and fundamental overview of the permanent residence process involving PERM labor certification. Consider prevalent issues faced by petitioners, including current trends related to PERM recruitment and other special issues, and learn best practices, compliance measures, and strategies to best navigate the PERM process.

Helene N. Dang, Foster LLP, Houston, TX

11:00 a.m. .75 hr | .25 hr ethics

Worksite Compliance 2015

Understand how to manage verification compliance strategies and negotiate settlements in the minefield of interagency audits by ICE/HSI, OSC and USCIS/Verification.

M. Elizabeth "Liz" Cedillo-Pereira, Cedillo-Pereira & Associates, PLLC, Irving, TX
Richard A. Gump Jr., The Law Offices of Richard A. Gump, Jr. P.C., Dallas, TX

11:45 a.m. .50 hr

**Hot Topics in Employment-Based
Immigration**

A look at other hot issues in employment-based immigration, including H-2B hijinks and the latest in processing for temporary labor; recent E-Verify monitoring activities and RIDE updates; STEM extensions, H-4 employment authorization documents, and clarifying the myths about who qualifies; and more.

Maggie Murphy, Jackson Lewis P.C., Austin, TX

12:15 p.m. Pick Up Lunch

Included in registration.

WEDNESDAY AFTERNOON

Presiding Officer:

**Richard A. Gump Jr., The Law Offices of
Richard A. Gump, Jr. P.C., Dallas, TX**

LUNCHEON PRESENTATION

12:35 p.m. .50 hr

**Texas Board Certification in Immigration and
Nationality Law: What You Need to Know**

The attorney certification process in Texas, including the historical background, goals, requirements, procedures, and benefits of certification.

Gary W. McNeil, Texas Board of Legal Specialization,
Austin, TX

1:05 p.m. Break

1:20 p.m. .75 hr

**Developments in Naturalization and Military
Immigration Issues**

A look at the challenges posed by the new N-400 form, as well as military-related immigration issues such as Parole-in-Place and MAVNI (Military Accessions Vital to the National Interest).

Margaret D. Stock, Cascadia Cross Border Law
Group LLC, Anchorage, AK

2:05 p.m. .75 hr

**Do Intercountry Adoptions Still Exist?
New Regulations, Procedures, and
Mandatory Requirements**

Understand the essential issues in intercountry adoptions, including the basic assumptions (that should not always be assumed), the Hague Convention and when it applies and does not apply, requirements for adoptions abroad and in the U.S. (and issues of Habitual Residence), and when adoption must be voided, vacated, or annulled. Plus, gain insight for dealing with "out of the box" cases, including challenging negative decisions and appealing to the AAO and Federal Court, as well as Section 502(b) of the Intercountry Adoption Act.

Heidi Bruegel Cox, Gladney Center for Adoption,
Fort Worth, TX
Irene Steffas, Steffas & Associates, P.C., Marietta, GA

2:50 p.m. .75 hr

**Provisional Unlawful Presence Waivers
(I601As)**

Recent trends, common pitfalls, and what to expect from the government in a provisional waiver case, from I-130 filing to visa issuance at the consulate.

Laurel Scott, Scott and Associates, Attorneys at Law,
PLLC, Houston, TX

3:35 p.m. Break

3:45 p.m. .75 hr | .25 hr ethics

"Happily Never After"

Review the consequences of divorce on marriage-based I-130 and I-751 petitions, and explore in depth documenting bona fide marriages, marriage fraud, litigating I-751 denials in removal proceedings, and conflicts of interest.

Maria E. McIntyre, Nayar & McIntyre, LLP, Dallas, TX
Lakshmi Nayar, Nayar & McIntyre, LLP, Dallas, TX

4:30 p.m. .50 hr

**Immigration Remedies for Vulnerable
Populations: U Visas and T Visas**

Learn how to identify potential U and T visa applicants and review the process for applying for these forms of relief, including how to apply for derivative family members, how to deal with the current U visa wait list, and how to effectively use humanitarian parole for vulnerable populations.

Edna Yang, American Gateways, Austin, TX

5:00 p.m. Adjourn

REGISTRATION FORM

Online: www.utcle.org/conferences/IF15 www.utcle.org/conferences/IM15

Mail: The University of Texas School of Law Attn. CLE PO Box 7759 Austin, TX 78713-7759

Fax: 512.475.6876

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Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION Limited Seating Available

FUNDAMENTALS—IF15

Includes Course Materials and Monday Evening Welcome Reception

1. Select Registration Type

- Individual registration by Friday, September 25 \$85
Individual registration after Friday, September 25 \$115

2. Select Course Materials Format

- Electronic Course Binder Download (PDF) ONLY
Printed Course Binder ONLY (available through September 25)

Fundamentals Registration Total \$

CONFERENCE—IM15

Includes Course Materials, Tuesday and Wednesday Luncheon Presentations and Tuesday Evening Networking Reception

1. Select Registration Type

- Individual registration by Friday, September 25 \$450
Individual registration after Friday, September 25 \$500

2. Select Course Materials Format

- Electronic Course Binder Download (PDF) ONLY
Printed Course Binder ONLY (available through September 25)

Conference Registration Total \$

REGISTRATION SUBTOTAL \$

SAVE \$25 WHEN YOU REGISTER FOR BOTH LIVE FUNDAMENTALS AND CONFERENCE -\$25 \$

WEBCAST—October 5, 2015

Includes Electronic Course Materials in "Your Briefcase"

- Individual Registration \$85

Fundamentals Registration Total \$

WEBCAST—October 6-7, 2015

Includes Electronic Course Materials in "Your Briefcase"

- Individual Registration \$400

Conference Registration Total \$

REGISTRATION SUBTOTAL \$

IN-HOUSE For Texas MCLE Credit

ConferenceComplete package includes Audio CD Set plus a Printed Binder and MCLE Reporting Form for each participant. Available for delivery 3-5 weeks after conference date. Shipping included.

FUNDAMENTALS—IF15

- In-House CLE for 2 \$250
Additional participant(s) for \$115 each \$

Fundamentals In-House Total \$

CONFERENCE—IM15

- In-House CLE for 2 \$850
Additional participant(s) for \$275 each \$

Conference In-House Total \$

IN-HOUSE SUBTOTAL \$

CONFERENCECOMPLETE MATERIALS For Research and Self-Study

Comprehensive Binder and Audio products from the live conference. Available for delivery 3-5 weeks after conference date. Shipping included. Texas customers add 8.25% sales tax.

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- eBinder Download (PDF) \$65
Printed Binder \$115
Audio Download (MP3) \$50
Audio CD Set \$100

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Sales tax will be invoiced separately on taxable materials orders for which payment does not include tax.

CONFERENCE—IM15

- eBinder Download (PDF) \$225
Printed Binder \$275
Audio Download (MP3) \$175
Audio CD Set \$225

Conference ConferenceComplete Materials† Total \$

†Texas customers—add 8.25% sales tax or include Exemption Certificate \$
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AUSTIN

October 5, 6–7, 2015

CONFERENCE LOCATION



Radisson Hotel and Suites Downtown

111 E. Cesar Chavez Street
Austin, Texas
512.478.9611

Special Room Rate: \$169
good through September 4, 2015
(subject to availability)

Parking:

\$4 daily self-parking; \$10 overnight self-parking
\$25 valet parking
(subject to change)

KEY DATES

September 25, 2015

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

September 29, 2015

last day for cancellation (full refund)

October 1, 2015

last day for cancellation (partial refund)
\$50 processing fee applied

October 5, 2015, 12:50 p.m.

Fundamentals begins

October 6, 2015, 8:20 a.m.

Conference begins

CONFERENCE FACULTY

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Public Member, Supreme Court
of Texas Grievance Oversight
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Plano, TX

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Simon Azar-Farr & Associates
San Antonio, TX

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University of Houston Law Center
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