

AGENDA AT A GLANCE

BUSINESS TRACK

DAY ONE (Thursday March 10)

- 8:30 – 9:45.....Wage Issues in Employment Based Immigration
9:45 – 10:45.....To PERM or Not to PERM
10:45 – 11:00.....Break
11:00 – 12:00.....*Kazarian*: What Does Bifurcated Analysis Mean for Our Clients?
12:00 – 1:00.....Lunch on your own
1:00 – 2:00.....Problems & Challenges in H & L NIVs and Tips on How to Handle Them
2:00 – 3:00.....Handling Denied Cases in Business Immigration
3:00 – 3:15.....Break
3:15 – 4:00.....Traveling to the “Other Side” – Updates on Obtaining Canadian Work Permits and Related Issues
4:00 – 5:00.....EB-5 Visas: Regional Centers and Alien Entrepreneurs
5:30.....No-Host Cocktail Reception

DAY TWO (Friday March 11)

- 8:00 – 12:00.....Government Panels
8:00 – 9:30.....USCIS, ICE & CBP
9:30 – 10:45.....USCIS Service Centers
10:45 – 11:00.....Break
11:00 – 12:00.....DHS and Agency General Counsel
12:00 – 1:30.....Comprehensive Immigration Reform
1:30 – 2:30.....Tips and Common Problems for Filing at the Border
2:30 – 3:30.....Problems and Strategies for Dealing with Prolonged Backlogs
3:30 – 3:45.....Break
3:45 – 5:00.....Immigration Compliance Issues for Employers

FAMILY/LITIGATION TRACK

DAY ONE (Thursday March 10)

- 8:30 – 9:45Waivers Here and There
9:45 – 10:45Ethics in Family Law Practice
10:45 – 11:00Break
11:00 – 12:00Unique Challenges to Effective Communication with Clients
12:00 – 1:00Lunch on your own
1:00 – 2:00Immigration Consequences of Crimes
2:00 – 3:00*Padilla v. Kentucky*: Opportunities & Strategies
3:00 – 3:15Break
3:15 – 4:15Adoption: State and Federal Law Procedures and Issues
4:15 – 5:00Advanced Issues in Naturalization
5:30.....No-Host Cocktail Reception

DAY TWO (Friday March 11)

- 8:00 – 9:00Overview of BIA, Circuit and Supreme Court Litigation Trends
9:00 – 10:30Asylum Advocacy
10:30 – 10:45Break
10:45 – 12:00Handling Removal Proceedings Like a Pro
12:00 – 1:30Comprehensive Immigration Reform
1:30 – 2:30Relief for Victims of Crimes
2:30 – 3:30Strategies in Family-Based Petitions: What is the Best Way to Bring Your Spouse to the USA?
3:30 – 3:45Break
3:45 – 5:00Dealing with Non-Criminal Grounds of Inadmissibility

The Oregon and Washington Chapters of the American Immigration Lawyers Association present:

Northwest Regional Immigration Law Conference

March 10–11, 2011

Embassy Suites Hotel | Portland, Oregon

Click on this link to REGISTER ONLINE NOW

Early-Bird Rates: Available until February 28, 2011

General Admission: After February 28, 2011



American Immigration Lawyers Association
Oregon and Washington Chapters



Agenda, List of Speakers and Registration

Business Track Day One

8:30 – 9:45 Wage Issues in Employment Based Immigration

Brad Maier, Schwabe, Williamson & Wyatt; **Scott Railton**, Cascadia Cross Border Law

- Proof of “Ability to Pay” for I-140 purposes:
 - 2004 CIS memo.
 - AAO cases & federal court cases.
- Prevailing Wage Issues:
 - Filing ETA 9035 LCA.
 - Filing ETA 9141 for H-1B and PERM.
 - CBA and private surveys.
 - Challenging adverse determinations.
- Payment of wages by foreign employer - when is it okay? Impact on I-140 petitions.

9:45 – 10:45 To PERM or Not to PERM

Alexa Forte, Cohen & Grigsby PC; **Kevin Lederman**, Cowan Miller & Lederman

- Recruitment in a weak economy
- Impact of backlogs and other IV options
- Prevailing wage determinations issues
- Recent audit trends and problem PERM cases
- Timing considerations
- Self-employment/self-petition issues.

10:45 – 11:00 Break

11:00 – 12:00 Kazarian: What Does Bifurcated Analysis Mean for Our Clients?

Dagmar Butte, Parker Butte & Lane PC; **Eleanor Pelta**; AILA President-Elect; **Bonnie Wasser**, Law Office of Bonnie Stern Wasser

- *Kazarian* – The Decision that Rocked EB-1
- USCIS Implementation of the Decision
- Case Development Strategy Post-*Kazarian*
- How Do You Deal With Clients and Manage Expectations Post-*Kazarian*

12:00 – 1:00 Lunch on your own

1:00 – 2:00 Problems & Challenges in H & L NIVs and Tips on How to Handle Them

Joel Paget, Ryan, Swanson & Cleveland, PLLC; **Teuta Norman**, Hecht & Norman, LLP

- Owner employees – Neufeld memo and beyond.
- H-1B guidance memo – IT consulting firms employing H-1B workers at client sites.
- Recent trends on H-1B “specialty occupation.”
- Hidden gems and bombs in AFM.
- Dual representation.

2:00 – 3:00 Handling Denied Cases in Business Immigration

Brent Renison, Parrilli Renison PLLC; **Turid Owren**, Tonkon Torp LLP; **Devin Theriot-Orr**, Gibbs Houston Pauw

- Step By Step Process On How To Appeal a Denial
- What To Do When the AAO Won't Budge
- Timing Considerations
- AAO or District Court: Procedural considerations regarding AAO Appeal vs. District Court APA vs. doing both
- Case Law

3:00 – 3:15 Break

3:15 – 4:00 Traveling to the “Other Side” – Updates on Obtaining Canadian Work Permits and Related Issues

Craig Natsuhara, Spectrum HR Law LLP; **Veronica Choy**, Miller Thomson LLP

- Permanent Residency Streams for new immigrants and temporary foreign workers
- Labour Market Opinions - employer recruitment requirements
- Proposed Federal temporary foreign worker regulations, including employer blacklist
- Developing immigration compliance policy and procedure
- Issues at Alberta and BC ports of entry
- How to deal with inadmissibilities for American nationals entering Alberta and BC

4:00 – 5:00 EB-5 Visas: Regional Centers and Alien Entrepreneurs

Lincoln Stone, Stone & Grzegorek LLP; **Anthony Ravani**, Lotus Law Group; **David Andersson**, Andersson Cross Border Law Corporation

- Initial EB5 Eligibility
 - Investment of capital and TEAs
 - Source of capital (including OFAC)
 - Job creation considerations
- Regional Centers
 - Regional center designation and what it means
 - Job creation methodologies
 - Regional centers and exit strategies
- Removal of Conditions
 - What the law says vs. what USCIS requires
 - “Material change” complications
 - Disclosures and other practice tips

5:30

No-Host Cocktail Reception with complimentary hors d'oeuvres

Business Track Day Two

8:00 – 12:00 Government Panels

Government speakers are invited but not yet confirmed.

8:00 – 9:30 USCIS, ICE & CBP

Government speakers are invited but not yet confirmed.

Hot Happenings and Q&A

9:30-10:45 USCIS Service Centers

Government speakers are invited but not yet confirmed.

Hot Happenings & Q&A

10:45-11:00 Break

11:00-12:00 DHS and Agency General Counsel

Government speakers are invited but not yet confirmed.

12:00 – 1:30 Comprehensive Immigration Reform

Keynote Speaker: David Leopold, AILA President

1:30 – 2:30 Tips and Common Problems for Filing at the Border

Jim Lane, Parker Butte & Lane PC; **Len Saunders**, The Immigration Law Firm, PLLC

- B-1/B-2 issues
- TN and L-1 filings
- E visa issues
- Correcting mistakes on I-94s
- Expedited removal and immigration court

2:30 – 3:30 Problems and Strategies for Dealing with Prolonged Backlogs

Matt McClellan, Elliot, Ostrander & Preston; **Melina LaMorticella**, Parrilli Renison LLC; **Cletus Weber**, Peng & Weber, PLLC

- 1-year and 3-year H-1B extensions
- I-485 portability
- Multiple filings for spouses
- Update on renewal of TDs and EADs
- Update on successor rules (mergers, stock and asset acquisitions, corporate reorganizations)
- Retaining old PERM priority date for new I-140 petition after changing employers

3:30 – 3:45 Break

3:45 – 5:00 Immigration Compliance Issues for Employers

Lisa Ellis, Ellis, Li & McKinstry; **Franco Capriotti**, Capriotti & Associates International Law; **Diane Butler**, Lane Powell PC

- Increased focus on I-9 audits and civil enforcement actions
- Technical/procedural versus substantive violations
- Criminal and civil penalties
- Recordkeeping requirements (H-1B PAF, PERM document retention, I-9 retention)
- Update on dealing with SSN no-matches
- Pros and cons of using E-Verify
- Immigration issues in hiring process (pre-screening for employment authorization without violating I-9 rules and antidiscrimination rules)



Family/Litigation Track Day One

8:30 – 9:45 Waivers Here and There

Jessica Boell, Immigrant Law Group PC; Manuel Rios, Rios & Cruz, PS

- Tactics for successfully submitting waivers abroad
- Processing waivers in Ciudad Juárez
- Form I-212 permission to reapply after deportation/removal
- Unlawful presence, permanent bar issues
- Fraud/misrepresentation waivers
- 212(h) waivers

9:45 – 10:45 Ethics in Family Law Practice

Dick Ginsburg, Law Office of Richard M. Ginsburg, LLC; Phil Hornik, Law Office of Phil Hornik; Susan Larrance, Law Offices of Susan Larrance, PLLC

- Conducting effective potential client interviews with families
- Ethical representation of multiple family members
- Using interpreters in the office and at CIS interviews

10:45 – 11:00 Break

11:00 – 12:00 Unique Challenges to Effective Communication with Clients

Siovhon Sheridan Ayala, Law Office of Siovhon Sheridan Ayala; Mark Kinzie, OHSU Intercultural Psychiatry Program/Torture Treatment Center of Oregon; Kathleen Morris, Washington Anti-Trafficking Response Network (IRC)

- Cultural barriers/concerns (especially dealing with interpretation)
- Strategies in eliciting hardship
- Issues in working with trauma survivors (past abuse or persecution)

12:00 – 1:00 Lunch on your own

1:00 – 2:00 Immigration Consequences of Crimes

Joseph J. Rollin, Law Offices of Joseph Justin Rollin; Jonathan Moore, Washington Defender Association's Immigration Project

- How to examine your case
- Crime-related Cancellation of Removal issues
- Burden of proof in removal proceedings
- Categorical analysis & contesting removability
- Recent developments & case-law
- Crime & immigration related-resources

2:00 – 3:00 Padilla v. Kentucky: Opportunities & Strategies

Julie Krull, Law Office of Julie Krull; Ann Benson, Washington Defender Association's Immigration Project

- Understand the *Strickland* framework used in *Padilla* and use it to challenge criminal convictions
- Learn the basics of post-conviction relief challenges in Washington & Oregon criminal courts
- Address particular issues such as applicable immigration law, PCR time-bars and *Padilla* retroactivity analysis.

3:00 – 3:15 Break

3:15 – 4:15 Adoption: State and Federal Law Procedures and Issues

Robin Pope, Law Office of Robin Pope; Timothy Brewer, Timothy F. Brewer, PC; Mark Demaray, Law Offices of Mark M. Demaray; Bart Stroupe, Bart Stroupe PLLC

- Oregon adoptions
- Washington adoptions
- State Court Requirements & Procedures
- Recognition of foreign decrees and state court re-adoption
- Inter-country Adoptions
- Hague Convention
- Child Citizenship Act

4:15 – 5:00 Advanced Issues in Naturalization

Tilman Hasche, Parker Butte & Lane PC; Bob Gibbs, Gibbs Houston Pauw

- “Good” Moral Character—dealing with the client who lacks perfect moral character.
- Taxes, child support, minor crimes
- Military and other special types of naturalization
- Evaluating and managing deportation risks
- Remedies for delayed applications

5:30

No-Host Cocktail Reception with complimentary hors d'oeuvres

Family/Litigation Track Day Two

8:00 – 9:00 Overview of BIA, Circuit and Supreme Court Litigation Trends

Stephen Manning, *Immigrant Law Group PC*; **Matt Adams**, *Northwest Immigrant Rights Project*

- Supreme Court update
- Ninth Circuit Litigation
 - *En Banc* update, including potential impact of *Nunez, Singh, Delgado*
 - Cases of note, including *Dent*
- BIA update
- Admissions per *Quilantan, Sosa*, etc.
- *Cortez, Pedroza* and 10 year cancellation

9:00 – 10:30 Asylum Advocacy

Teresa Statler, *Law Office of Teresa Statler*; **Lisa Frydman**, *UC Hastings College of Law Center for Gender & Refugee Studies*; **Amy Kratz**, *Law Office of Amy Kratz*

- The role of discretion in asylum claims
- Criminal bars
- One year bar issue: case law and strategies
- The role of social visibility in social group claims
- Domestic violence asylum claims
- Developments in FGC asylum cases
- Gang claims and particular social group

10:30 – 10:45 Break

10:45 – 12:00 Handling Removal Proceedings Like a Pro

Jennifer Rotman, *Immigrant Law Group PC*; **Lisa Seifert**, *Seifert Law Offices*; **Henry Cruz**, *Rios & Cruz, P.S.*

- Motions Practice: Dismissal, Suppression, Procedural Defects, Prosecutorial Discretion
- Motions Practice: Keeping the Case Alive
- Negotiating with District Counsel
- Using Expert Witnesses
- Getting the File: Discovery Requests, FOIA, Subpoenas

12:00 – 1:30 Comprehensive Immigration Reform

Keynote Speaker: David Leopold, *AILA President*

1:30 – 2:30 Relief for Victims of Crimes

Anna Ciesielski, *Immigration Counseling Service*; **Juliann Bildhauer**, *Volunteer Advocates for Immigrant Justice*; **Grace Huang**, *Washington State Coalition Against Domestic Violence*

- VAWA
- VAWA cancellation
- T and U visas
- Special immigrant juveniles (SIJ)

2:30 – 3:30 Strategies in Family-Based Petitions: What is the Best Way to Bring Your Spouse to the USA?

Susan Amini, *Law Offices of Susan Amini*; **Rubén Rivera**, *Law Offices of Rubén Rivera*

- Spouse of LPR/USC IV (preparation, filing, supporting documents, VWP, B1/B2, proxy marriages, etc)
- Adjustment of status v. consular processing
- K visas
- IV v. K
- Conditional Residence

3:30 – 3:45 Break

3:45 – 5:00 Dealing with Non-Criminal Grounds of Inadmissibility

Ellen Weintraut, *Immigration Counseling Service*; **Andrew Stevenson**, *Lane Powell PC*; **Gillian Dutton**, *Seattle University School of Law*

- Immigration Offenses
 - Unlawful presence – what qualifies?
 - Bars – 3, 10, and “permanent”
- Exceptions to the rule
- Fraud/Misrepresentation ground of inadmissibility:
 - Fraud, willful misrepresentation, and false claims to U.S. citizenship: what are they and what’s the difference?
 - Materiality, timely retraction, and other defenses to inadmissibility
 - Strategies to attempt to reverse inadmissibility determinations
- Public Charge ground of inadmissibility
 - What benefits are available to immigrants prior to receipt of status
 - How does the affidavit of support affect public charge determinations?
 - Special situations in public charge determinations

2011 NW REGIONAL AILA CONFERENCE REGISTRATION FEES

REGISTER ONLINE NOW:

<http://events.r20.constantcontact.com/register/event?oeidk=a07e34c1vebc7f648f8&llr=nrknpceab>

	Early-Bird Available until Feb 28	General Admission After Feb 28	Single-Day
AILA member	\$325	\$400	\$225
non-AILA member	\$425	\$500	\$350
AILA member staff	\$275	\$350	\$175
Non-Profit	\$150	\$150	\$100
Non-Legal (i.e. HR)	\$350	\$425	\$200
Presenter		\$225	\$175
Law Student/Volunteer		\$150	\$100

CLE credits applied for with Oregon and Washington State Bars

Cancellation Policy: Registrations cancelled by 12 noon on March 2 will receive a full refund minus a \$50 processing fee. Cancellations after 12 noon on March 2 are not refundable.

Payments by check should be mailed to: AILA OR C/O Nicole Nelson
Nelson | Smith, LLP, 208 SW First Avenue, Suite 360, Portland, OR 97204.

THANK YOU 2011 PLANNING COMMITTEE

Chairperson: Christopher Anders, *Parker Butte & Lane, PC*

Co-Chairperson: Rich Rawson, *Davis Wright Tremaine Seattle*

Planning Committee: Teresa Statler; Tifani Parrilli, *Parrilli Renison*; Dagmar Butte, *Parker Butte & Lane*; Anthony Ravani, *Lotus Law Group*; Nicole Nelson, *Nelson Smith*; Kelsey O'Keefe, *Jackson Lewis*; Cecilia Nguyen, *Ravelo Nguyen*; Brad Maier, *Schwabe Williamson Wyatt*; Jonathan Tamez; Franco Capriotti, *Capriotti & Associates International Law*; Elizabeth Valente; Bart Stroupe; Caroline Van der Harten, *SOAR*; Roxanne Mennes, *Seattle University School of Law*

GENERAL INFORMATION

2011 NW Regional AILA Conference: [AILA Oregon Chapter](#)
C/O Parker Butte & Lane, 1336 E. Burnside, Suite 200, Portland OR 97214
503.241.1320, cca@pbl.net, www.pbl.net

Host Hotel: [Embassy Suites Hotel, Portland Oregon](#)

Visitor Information: [Travel Portland](#)



American Immigration Lawyers Association
Oregon and Washington Chapters

