

1991

ANNUAL

CONFERENCE ON

IMMIGRATION LAW

45th Anniversary

Symposium

Chicago

Hilton and Towers

Chicago, Illinois

June 5-9, 1991

American
Immigration
Lawyers
Association





Let Chicago Embrace You

Dear Colleague:

I would like to extend my personal invitation to you to attend AILA's 1991 Annual Conference on Immigration Law, our 45th Anniversary Symposium, June 5-9, 1991 at The Chicago Hilton and Towers in Chicago, IL.

The conference program combines an in-depth immigration law statutory overview program—designed not only for beginners to immigration law practice but for practitioners at all levels grappling with the new Immigration Act of 1990—with in-depth advanced level sessions on specialized issues. With more than 60 sessions in total and over 200 panelists, the sessions will address the implementation of this massive new immigration Act, providing practical advice on how to solve your most vexing problems. No other immigration conference brings together so many leading immigration attorneys from around the country. And the extensive 1991-92 Immigration and Nationality Law Handbook, included with your registration, is an invaluable resource during the conference and afterwards as reference books in your law library.

The conference this year will also feature "Due Process Issues", "Comments from the INS", "Great Moments in Immigration Law: The Paul Robeson Case", special legislative and policy sessions, and other attractions designed to make this a special event. With all of the changes in law and government in the past year, we expect well over 1,000 attendees to meet in Chicago.

During the past year AILA has launched a comprehensive educational campaign in response to the new and evolving needs of immigration practitioners. Our 1991 Annual Conference is a continuation of that campaign. I am proud to be part of this tremendous effort, and I look forward to welcoming you personally to the conference and to Chicago.

Edwin R. Rubin
President

1991 ANNUAL CONFERENCE COMMITTEE

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Margaret H. McCormick

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Amy S. Klayman
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Annual Handbook

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Host Chapter

Greater Chicago Chapter
Robert R. Gard, Chair

WEDNESDAY, JUNE 5, 1991

Immigration Law Statutory Overview

1:00 pm - 6:30 pm

Overview of Immigration Selection System, Non-Work Non-Immigrants and Terminology, Work and Education-Related Nonimmigrants, Employment-Based Immigration, Miscellaneous: Diversity, NP-5 Extension, Tibetans

Greater Chicago Chapter Welcoming Reception

6:30 pm - 7:30 pm

Concurrent Sessions: Talk to the Experts

8:00 pm - 10:00 pm

Family Immigration, Topics in Education (Including Faculty), Hong Kong and PRC Issues, Medical Personnel

Special Advocacy Workshop

8:00 pm - 9:00 pm

AILA Grass Roots Network Orientation

THURSDAY, JUNE 6, 1991

1991 AILA Annual Membership Meeting

8:30 am - 10:30 am

Immigration Law Statutory Overview

10:30 am - 1:00 pm

Exclusion & Deportation Issues

Specialized Issues

10:30 am - 1:00 pm

Statutory Construction as it Relates to Immigration, Sanctions and Antidiscrimination: Conducting an Audit

Special Advocacy Workshops

10:30am - 12:30 pm

Adjudications, IMMACT 90 Regulations

Presidents' Luncheon

1:00 pm - 3:00 pm

Comments from INS and Update on Regulations

3:00 pm - 3:30 pm

Immigration Law Statutory Overview

3:30 pm - 6:00 pm

Family-Sponsored Immigration, Application Procedures: Immigrant & Nonimmigrant

Specialized Issues

3:30 pm - 6:00 pm

Waivers: Representing the Presumed Inadmissible, Developments in Discretionary Relief from Deportation, What Constitutes a Conviction

Special Advocacy Workshop

3:30 pm - 4:30 pm

Lesser-Skilled Workers

Presidents' Reception

6:30 pm - 7:30 pm

American Immigration Law Foundation Dinner

7:45 pm - 9:30 pm

FRIDAY, JUNE 7, 1991

Chapter Chairs Meeting

7:30 am - 9:00 am

Immigration Law Statutory Overview

8:30 am - 12:00 pm

Asylum & Refugee Practice & Temporary Protected Status, Employer Sanctions, Administrative Naturalization, Administrative & Judicial Review

Specialized Issues

8:30 am - 12:00 pm

Emergency Relief in District Court, Temporary Protected Status and ABC Settlement, Ethical Problems of Multiple Representation, Consular Decision-making

Special Advocacy Workshops

10:00 am - 12:00 pm

Consumer Protection in Immigration Law, Due Process

Annual Awards Luncheon

12:00 pm - 2:00 pm

Concurrent Sessions

2:00 pm - 5:15 pm

Track A

Advanced Refugee and Asylum Issues, Legalization, Preserving Priority Dates

Track B

Training: B, H, L, E, F, Q, or M Visas? Nurses, Permanent Labor Certifications

Great Moments in Immigration History: The Paul Robeson Case

5:15 pm - 6:15 pm

AILA Board of Governors Meeting

7:00 pm - 9:00 pm

Concurrent Sessions: Talk to the Experts

8:00 pm - 10:00 pm

Consular Processing, Labor Certifications, Defense of an Employer Sanctions Case

SATURDAY, JUNE 8, 1991

Plenary Sessions

8:30 am - 12:15 pm

Employment Authorization, Due Process Issues, Employer-Based Immigration Issues

Lunch Break

12:15 pm - 1:45 pm

Plenary CLE Session: H-1Bs: New Issues and Some Answers

1:45 pm - 2:45 pm

Special Session

Litigation Workshop: Going Into Federal Court

1:45 pm - 3:30 pm

Concurrent Sessions

2:45 pm - 6:30 pm

Track A

Equivalency Issues (H-1B and Employment-Based), Immigrant Investors, The Outstanding Os and Performing Ps, Representing the Small Entrepreneurs

Track B

E & L Practice, Citizenship, New Developments in IMFA, DOS Predictions

AILA 45th Birthday Bash

9:00 pm - 11:30 pm

SUNDAY, JUNE 9, 1991

A Day At Immigration Court

9:00 am - 1:15 pm

Motion to Reopen In Absentia Order, Aggravated Felon: 212(c) Case, IMFA: I-751 & I-752's, Waivers, Section 5, Contested Voluntary Departure After Acceptance of Administrative Voluntary Departure/Discretionary Relief

Conference Adjourns

1:15 pm



Program At A Glance



Conference Information

Special Sessions

Speakers Each speaker has been selected based on expertise and experience in the field or subject to be addressed. Because the program is set months in advance, certain speakers were unable to provide final confirmation or may be unable to appear because of other, unanticipated obligations. It may, therefore, be necessary to substitute speakers without further notice.

Annual Handbooks Free for conference registrants, AILA's 1991-92 Immigration and Nationality Law Handbook contains over 1,300 pages of articles, outlines, source materials, and tips — practical information for use throughout the year. For those unable to attend the conference, copies of the two-volume set (Statutory Overview and Advanced Topics) are available. To order the Handbook now, see the conference registration order form in this brochure. Books will be shipped after June 22, 1991.

Audio Cassettes Professionally recorded audio cassettes of all conference sessions (over sixty hours!) will also be available—for review and reference in your office, home, or car. Audio cassettes (by session and in sets) will be available at the conference and by mail thereafter. Tape recording of the conference education sessions is not permitted.

Continuing Legal Education Credit AILA conferences are usually accredited by state agencies that give CLE credit. The 1991 Annual Conference will be filed for mandatory CLE and specialization certification/designation credit in the appropriate jurisdictions. Participants should indicate on the registration form the appropriate state(s) for notification. The amount of credit awarded varies, and the determination is usually made after the program has concluded. Some state bars require attendance sign-in at the conference or Bar numbers. Please check at the registration desk.

Great Moments in Immigration History Reflections on the historical significance and the current impact of Paul Robeson, his passport cases, and the right to travel will be discussed during a special program on Friday afternoon (5:15 pm - 6:15 pm).

Litigation Workshop: Going Into Federal Court A basic, hands-on workshop for less experienced litigators who want to brainstorm the basics (issue-framing, plain English, remedies, strategy, etc.) with more experienced immigration litigators. Come learn and share what to consider and what to expect if a case needs to go into federal court. Saturday afternoon; all welcome.

Talk to the Experts Ask the experts your most vexing questions. Designed exclusively for informal questions and answers with experts on immigration law practice, these special evening sessions will be held on Wednesday and Friday.

A Day at Immigration Court As the finale of the conference, the program on Sunday will simulate an actual day at immigration court. The faculty-cast will present four representative cases, ranging from a case involving a 212(c) waiver for an aggravated felon to one involving a waiver of Section 5 of the Immigration Marriage Fraud Act. After each "hearing", a commentator will lead discussion on the issues involved in the case. Immigration Judge Robert D. Vinikoor will preside.

Advocacy and Policy Workshops: The 1991-92 Campaigns The AILA Policy Department will present six advocacy workshops on the major 1991-92 campaigns. At each workshop, a short presentation on the campaign highlights will be given, followed by strategy development and informal exchange with participants. If you want to be involved, you don't want to miss these workshops!

Special Advocacy Workshops

WEDNESDAY, JUNE 5, 1991

AILA Grassroots Network Campaign, 8:00 pm

Do you support the goals of AILA? Would you like to see further positive immigration reform? Would you enjoy the opportunity to develop a relationship with a Member of Congress? If you answer yes to any of the above questions, come to the AILA Grassroots Network Campaign workshop, where you can learn how to approach an elected official and communicate your concerns and priorities to them.

THURSDAY, JUNE 6, 1991

Campaign for Adequate INS Adjudication and Consular Services, 10:30 am

Are you concerned that federal agencies will not be prepared to handle the increase in applications and petitions that accompany the implementation of the IMMACT90? The quality of these services are guaranteed to affect your practice. The workshop will update members on the progress of AILA's Adjudication task force and invite your participation in the campaign.

IMMACT90 Regulations Campaign, 11:30 am

The Conference falls right in the middle of the drafting schedule of INS, DOL, and DOS, and this workshop will be an ideal opportunity for AILA members to confer on the implications of proposed regulations, our response, and AILA's goals for further regulatory advocacy.

Campaign on Visas for the Lesser-Skilled, 3:30 pm

Are you concerned about the repercussions of IMMACT90 on the lesser-skilled? This workshop will provide participants with an overview of the short- and long-term prospects for: a) alleviating the existing backlogs for the lesser skilled; b) removing and relaxing the ceiling on the former 6th preference through Congressional action; and c) mobilization and support both inside and outside immigration circles.

FRIDAY, JUNE 7, 1991

Campaign for Consumer Protection in Immigration Law, 10:00 am

Become a part of AILA's national campaign to protect the public from the unauthorized practice of immigration law. UPL is a widespread problem, and all AILA members should be concerned. Help develop a strategy for the prosecution and deterrence of UPL and related consumer fraud against aliens in need of immigration counseling.

Campaign to Restore Due Process Protections, 11:00 am

IMMACT90 excised many of the procedures that safeguard the due process interests of aliens facing exclusion or deportation. This session will focus on what measures can be taken to restore discretion, flexibility, and fairness to deportation and asylum proceedings. The opportunity and need for AILA members to brainstorm on how to counter these restrictions could not be more timely.

Talk to the Experts

WEDNESDAY, JUNE 5, 1991

8:00-10:00 pm (Concurrent Sessions)

Family Immigration

Jim Tom Haynes, discussion leader, AILA Board of Governors, Washington, DC
Carlina Tapia-Ruano, Attorney, Chicago, IL
Paul Parsons, AILA Board of Governors, Austin, TX

Topics in Education (Including Faculty)

Robert P. Deasy, discussion leader, Attorney, Pittsburgh, PA
Scott F. Cooper, Attorney, Chicago, IL
Adam Green, Attorney, Boston, MA
William Carroll, Government Relations Coordinator, NAFA, Washington, DC
Cathryn Cotten, Duke University Medical Center, Durham, NC
Ronald N. Serota, Tax Manager, Certified Public Accountant, Chicago, IL

Hong Kong and PRC Issues

Ann Ruben, Attorney, Philadelphia, PA
Oscar Levin, Attorney, Miami, FL

Medical Personnel

Robert Aronson, discussion leader, Attorney, Minneapolis, MN
G. Wellington Smith, Attorney, Austin, TX
William E. Lasko, II, Attorney, Chicago, IL

FRIDAY, JUNE 7, 1991

8:00-10:00 pm (Concurrent Sessions)

Consular Processing

Magda Montiel Davis, discussion leader, Attorney, Miami, FL
Seymour Rosenberg, AILA Past President, New York, NY
William Z. Reich, AILA Upstate New York Chapter Chair, Buffalo, NY
Consular Officer (invited)

Labor Certifications

Allen E. Kaye, discussion leader, AILA Past President, New York, NY
Rebecca P. Burdette, Attorney, Houston, TX
Robert R. Gard, AILA Greater Chicago Chapter Chair, Chicago, IL
Harry Sheinfeld, Office of the Solicitor, Dept. of Labor
Sarah Carroll, Certifying Officer, Region V, Dept. of Labor (invited)

Defense of an Employer Sanctions Case

Richard A. Gump, Jr., discussion leader, Attorney, Dallas, TX
Peter N. Larrabee, Attorney, San Diego, CA
Hon. Marvin Morse, Administrative Law Judge, Executive Office for Immigration Review
Jack Perkins, Chief Administrative Hearing Officer, Executive Office for Immigration Review
Andrew Strojny, Deputy Special Counsel, Office of Special Counsel, Dept. of Justice





About AILA

Founded in 1946, the American Immigration Lawyers Association (AILA) is the national bar association for immigration attorneys. AILA provides its over 3,100 members with a vital network of information, services, and expertise through its 33 chapters and numerous national committees. Through its highly acclaimed *Monthly Mailing*, its programs and activities, AILA seeks to promote education and scholarship on immigration matters in the legal profession. The American Immigration Lawyers Association is an Affiliated Organization of the American Bar Association. The AILA headquarters office is located in Washington, DC.

For more information on AILA membership and the 1991 Annual Conference, please call or write the address below. You may register for the conference at the AILA member rate if you submit your membership application with your registration form.

AILA National Office

1400 Eye Street, NW, Suite 1200
Washington, DC 20005
(202) 371-9377 • FAX (202) 371-9449

About AILF

The American Immigration Law Foundation (AILF) was established in 1987 to increase public understanding of immigration law and policy, promote public service and professional excellence in the immigration field, and advance fundamental fairness, due process, and basic constitutional and human rights in United States immigration law and its administration.

To achieve its aims, the Foundation seeks to create and support a wide variety of immigration law-related programs and services that will protect people, serve society, and honor basic concepts of fairness and justice in our immigration process.

Current programs include: the **Legalization Appeals Project** which stimulates, coordinates, and supports quality pro bono representation for the thousands of legalization applicants eligible for amnesty under the 1986 Immigration Reform and Control Act; matching grants to help cover expenses of volunteers to the **South Texas Pro Bono Project** (ProBAR), which provides pro bono representation for eligible asylum applicants detained in South Texas; the **Edward L. Dubroff Memorial Writing Competition** promotes scholarly manuscripts on immigration law subjects; and **Publications** including the authoritative *Kurzman's Immigration Law Sourcebook*; *Professionals: A Matter of Degree* by Martin J. Lawler; and *INSide Immigration: The Practice Advisory*, a monthly publication edited by Hope M. Frye.

In 1991 the Foundation will open a **Legal Action Center** in Washington, D.C. to support, coordinate, and assist immigration litigation nationally. The Center will be a clearinghouse of information and ideas, a network of attorneys and pro bono assistance, and a bridge for all in the immigration field concerned with the need for high impact litigation in three issue areas: business and economic growth; due process and fundamental justice; and family unity.

AILF's future programs will include **The Legal Services Support Network** to serve the thousands of immigrants who currently receive no representation at all; **The International Business Immigration Center** to help American businesses analyze the economic consequences of international immigration policies; **The American Immigration Law Center** which will house a national immigration law library, resource center, and archive, as well as other Foundation programs; and **The Immigration Law Superfund** to support emergency and locally needed projects in the immigration community.

The AILF Board of Directors are: Mas Yonemura, President, Robert E. Juceam, Edwin R. Rubin, Polly A. Webber, and Howard S. "Sam" Myers, III.

Registration Information



Full Conference Registration Includes admission to all educational sessions, the 1991-92 Immigration and Nationality Law Handbook (Vols. I & II), the Greater Chicago Chapter Welcoming Reception on Wednesday, the Presidents' Luncheon and Presidents' Reception on Thursday, the Awards Luncheon on Friday, and the AILA Annual Party on Saturday, coffee breaks, more.

Early Bird Registration Fees (we must receive your registration form **on or before May 10**): AILA member (same rate for an AILA member's paralegal and government attorneys), \$395; Non-member, \$470. Registration fees after May 10 are as follows: AILA member (same rate for an AILA member's paralegal), \$425; Non-member \$500. You may register for the conference at the AILA member rate if you submit your membership application with your registration form.

Nonprofit Registration AILA members who are employed by nonprofit agencies may be eligible for the reduced nonprofit Early Bird Registration rate of \$295; after May 10, \$325. To be eligible, a separate signed statement must be attached to the registration form certifying that you are employed by a nonprofit agency.

Law Student Registration To be eligible for the reduced law student scholarship rate of \$225 (after May 10 the rate is \$250), a separate signed statement must be attached to the registration form indicating law school (with expected date of graduation) and certifying that you are a full-time student in good standing.

Spouse/Guest Registration Includes the Greater Chicago Chapter Welcoming Reception on Wednesday, the Presidents' Reception on Thursday, the AILA Annual Party on Saturday, coffee breaks, and more. Spouse/Guest registration fee: \$100.

Volunteer Scholarships A limited number of volunteer scholarships are available to law students and paralegals in exchange for assisting with conference registration. Scholarships are awarded on a first-come, first-serve basis. For an application, complete the registration form in this brochure or call the AILA National Office. Applications must be received by May 15.

Advance Registration Mail the completed registration form and payment for receipt (not postmarked) on or before May 29, 1991 to AILA Annual Conference, 1400 Eye St., NW Suite 1200, Washington, DC 20005. Registrations received after May 29, 1991 may be held for late charge payment and acceptance at the conference. Credit card registrants are encouraged to fax their completed registration form to AILA at (202) 371-9449.

After May 29, 1991, all registration fees increase by a \$70 late charge.

Door Registration Advance registration is preferred. For door registration fee, add a \$70 late charge. Registration will begin at 10:00 am on Wednesday, June 5, 1991 and door registration will continue through Saturday, June 8, at times posted.

Cancellations Cancellations received by May 29 entitle registrant to full refund. Cancellations received between May 29 and June 1 are subject to an administrative charge of \$50. No requests for refunds can be accepted after June 1, but the 1991 Handbooks will be mailed to the registrant within 4-6 weeks of the conference. All cancellation requests must be received in writing. Requests for refunds of special events tickets will not be honored unless received in writing and accepted at least 72 hours prior to the event.

E. Michael Berger Memorial Scholarship The E. Michael Berger Memorial Scholarship honors the memory of E. Michael Berger, a long time member of the Association who passed away in 1989. The Scholarship will be used toward the conference registration fee. To be eligible an individual must be employed by a recognized nonprofit organization. Applicants should submit, with the registration form, a statement that briefly describes the work of the organization for which they work, its contributions to the field of immigration law practice, and why the applicant is deserving of the scholarship. The award will be based on need and merit.



Immigration Law Statutory Overview Program

WEDNESDAY, JUNE 5, 1991

10:00 am

REGISTRATION AND EXHIBITS

IMMIGRATION LAW STATUTORY OVERVIEW PLENARY SESSIONS

Moderator:

Margaret H. McCormick,

AILA Board of Governors, Chicago, IL

Day Coordinator: Deborah J. Kartje

1:00-6:05 pm

Welcome & Overview of Immigration Selection System

A.D. Moyer, INS District Director, Chicago, IL

Margaret H. McCormick, AILA Board of Governors, Chicago, IL

Non-Work Nonimmigrants and Terminology

(C, D, B-2, K)

Roy J. Watson, Jr., Attorney, Boston, MA

Education-Related Nonimmigrants

(F, M, J, Q, S223)

Gregory P. Adams, Attorney, Cincinnati, OH

Work-Related Nonimmigrants

(B-1, E, H, L, TC-1, O, P, R)

Ester Greenfield, Attorney, Seattle, WA

Stanley Mailman, AILA Past President, New York, NY

R. Patrick Murphy, Attorney, Washington, DC

Employment-Based Immigration

(Without Labor Certification)

- Priority Workers
- Investors
- Religious Workers
- Hong Kong Nationals

Charles C. Foster, AILA Past President, Houston, TX

Martha J. Schoonover, Attorney, Washington, DC

Paul W. Schmidt, Attorney, Washington, DC

Employment-Based Immigration and Labor Certification

Nancy B. Elkind, Attorney, Denver, CO

David P. Berry, Attorney, San Francisco, CA

Miscellaneous: Diversity, NP-5 Extension, Tibetans

Eugene J. Flynn, AILA Texas Chapter Chair, Dallas, TX

6:05-6:30 pm

Questions & Answers

6:30-7:30 pm

Chicago Chapter Welcoming Reception

8:00-10:00 pm

Talk to the Experts

Special Advocacy Workshop

8:00-9:00 pm

AILA Grass Roots Network Orientation

THURSDAY, JUNE 6, 1991

8:30-10:30 am

AILA Annual Membership Meeting

IMMIGRATION LAW STATUTORY OVERVIEW

Moderator:

Nancy Taylor Shivers, Attorney, San Antonio, TX

Day Coordinator: Ellen Ma Lee

10:30 am-1:00 pm

Overview and Grounds of Exclusion & Deportation

Sana Loue, Attorney, San Diego, CA

Barbara Hines, Attorney, Austin, TX

Practice and Procedure in Deportation & Exclusion

Lory D. Rosenberg, AILA Board of Governors, Cambridge, MA

Mark J. Newman, Attorney, Atlanta, GA

Thomas A. Elliott, Attorney, Washington, DC

Myron N. Kramer, Attorney, Atlanta, GA

1:00-3:00 pm

Presidents' Luncheon Installation of Officers

Presiding: Polly A. Webber,

AILA Immediate Past President, San Jose, CA

3:00-6:00 pm

Comments From the INS and Update on Regulations

Warren R. Leiden, AILA Executive Director, Washington, DC

Paul Virtue, Acting General Counsel, Immigration and Naturalization Service, Washington, DC

Moderator: Amy S. Klayman, Attorney, Miami, FL

Day Coordinator: John Pinnix

Family-Sponsored Immigration

(Including IMFA, Family Unity)

Judith G. Cooper, Attorney, Houston, TX

Richard Ginsburg, Attorney, Hillsboro, OR

Application Procedures: Immigrant & Nonimmigrant

- Change of Status
- Adjustment of Status
- Consular Processing

Harry Gee, Jr., AILA Board of Governors, Houston, TX

Donald J. Wolfson, Attorney, New York, NY

Amy S. Klayman, Attorney, Miami, FL

6:00-6:30 pm

Questions & Answers

6:30-7:30 pm

Presidents' Reception

Host: Edwin R. Rubin, AILA President, Newark, NJ

7:45-9:30 pm

American Immigration Law Foundation

Dinner Honoring Mas Yonemura

Specialized Issues Program



FRIDAY, JUNE 7, 1991

IMMIGRATION LAW STATUTORY OVERVIEW

Moderator:

Nancy-Jo Merritt, Attorney, Phoenix, AZ

Day Coordinator: Leon Rosen

8:30 am-12:00 nn

Asylum & Refugee Practice & Temporary Protected Status

Nancy-Jo Merritt, Attorney, Phoenix, AZ

Employer Sanctions

Lorna Rogers Burgess, AILA Utah Chapter Chair, Salt Lake City, UT

Roxana C. Bacon, Attorney, Phoenix, AZ

Administrative Naturalization

Robert A. Mautino, Attorney, San Diego, CA

Administrative & Judicial Review

Leon Wildes, AILA Past President, New York, NY

Administrative and Judicial Review of Immigration Issues: Analysis and Forecast

- Criteria for Selecting Precedent Decisions

Lawrence H. Rudnick, moderator, Attorney, Philadelphia, PA

David J. Milhollan, Chairman, Board of Immigration Appeals, Executive Office of Immigration Review

Maurice A. Roberts, Editor, Interpreter Releases, Washington, DC

12:00 nn

IMMIGRATION LAW STATUTORY OVERVIEW CONCLUDES

THURSDAY, JUNE 6, 1991

SPECIALIZED ISSUES

Day Coordinator: Larry Carp

10:30 am -1:00 pm

Statutory Construction as it Relates to Immigration

- The Chevron Test
- The Plain Meaning Rule
- Agency Expertise vs. Congressional Intent
- Legislative Affirmance
- Whole Statute Interpretation

Kenneth H. Stern, moderator, Attorney, Denver, CO

Susan Gzesh, Attorney, Chicago, IL

Prof. Maureen Callahan, Willamette University, Salem, OR

Kimberly Duran, Attorney, Denver, CO

Employer Sanctions and Antidiscrimination: How to Conduct an Audit

- Administrative Warrants
- Due Diligence

Lenni B. Benson, moderator, Attorney, Los Angeles, CA

Paul L. Zulkie, Attorney, Chicago, IL

Andrew Strojny, Deputy Special Counsel, Office of Special Counsel, Dept. of Justice

Paul Virtue, Acting General Counsel, INS

Nancy Cowen, Attorney, Los Angeles, CA

1:00-3:00 pm

Presidents' Luncheon

Installation of Officers

Presiding: Polly A. Webber,

AILA Immediate Past President, San Jose, CA

Day Coordinator: Douglas Weigle

3:00-6:30 pm

Comments from the INS and Update on Regulations

Warren R. Leiden, AILA Executive Director, Washington, DC

Paul Virtue, INS Acting General Counsel, Immigration and Naturalization Service, Washington, DC

Wavers: Representing the Presumed Inadmissible

- Relief From Criminal Conviction
 - New Waivers of Fraud and Misrepresentation
 - Medical Grounds of Exclusion
 - Exchange Visitors: Special Problems for Physicians
- Michael D. Patrick, moderator, Attorney, New York, NY*
Jeff Appleman, Attorney, San Francisco, CA
R. Michael Miller, Deputy Assistant Commissioner for Adjudications, INS
Cornelius D. Scully, Director, Office for Regulations, Legislation and Advisory Assistance, Dept. of State (invited)



Specialized Issues Program

Developments in Discretionary Relief from Deportation

- Motions to Reopen
- Suspension of Deportation
- Section 212(c) Relief
- IMFA Waivers in Deportation Proceedings
- Section 241(f) Waivers

Daniel Hoyt Smith, moderator, Attorney, Seattle, WA
 Jules E. Coven, AILA Past President, New York, NY
 Susan H. Colussy, Attorney, Atlanta, GA
 Hon. William Robie, Chief Immigration Judge, Executive Office for Immigration Review
 Gerald Hurwitz, Counsel, Executive Office for Immigration Review

What Constitutes a Conviction

- Aggravated Felons
- Thomas E. Moseley, Attorney, Newark, NJ

Special Advocacy Workshops

10:30-11:30 am

Adjudications

11:30-12:30 pm

IMMACT90 Regulations

3:30- 4:30 pm

Lesser Skilled Workers

6:30- 7:30 pm

Presidents' Reception

Host: Edwin R. Rubin, AILA President, Newark, NJ

7:45-9:30 pm

American Immigration Law Foundation Dinner Honoring Mas Yonemura

FRIDAY, JUNE 7, 1991

SPECIALIZED ISSUES

Day Coordinator: William F. "Buzz" Thompson, III

8:30- 12:00 nn

Emergency Relief in District Court

- Habeas Corpus Petitions
- TRO Injunctive Relief
- Scope and Standard of Review
- Exhaustion

Harvey Kaplan, moderator, Attorney, Boston, MA
 Niels Frenzen, Attorney, Los Angeles, CA
 Carol A. King, Attorney, Redwood, CA

Temporary Protected Status and ABC Settlement

- Designation of El Salvador for TPS
- Executive Designation of Other Countries for TPS by Attorney General
- Registration Period
- Confidentiality

Carolyn Patty Blum, moderator, Attorney, Berkeley, CA
 Robert Rubin, Attorney, San Francisco, CA
 Deborah L. Smith, Attorney, Oakland, CA

Ethical Problems of Multiple Representation

- Representing Both the Employer and the Alien
- Stephen Yale-Loehr, moderator, Co-Editor, *Interpreter Releases*, Ithaca, NY
 Bruce A. Hake, Editor, *Immigration Briefings*, Washington, DC
 Dale M. Schwartz, AILA Past President, Atlanta, GA
 Sam Bersen, Attorney, Washington, DC

Consular Decision-making

- Out-of-District Applications
 - NIV Processing in Canada and Mexico
 - Special Problem Nationalities
 - A View from the Inside
- Jan M. Pederson, moderator,
 AILA Board of Governors, Washington, DC
 William R. Rosner, Attorney, Cleveland, OH
 John Adams, Deputy Assistant Secretary of State for Visa Services, Dept. of State (invited)
 Dean Dizikes, Director, Office of Field Support & Liaison, Dept. of State (invited)
 Consular Officer (invited)

Special Advocacy Workshops

10:00-11:00 am

Campaign for Consumer Protection in Immigration Law

11:00-12:00 nn

Due Process

12:00-2:00 pm

Annual Awards Luncheon

Presiding: Edwin R. Rubin, AILA President, Newark, NJ

Specialized Issues Program

SPECIALIZED SESSIONS - TRACK 1

Day Coordinator: Joseph Ching

2:00-5:15 pm

Advanced Refugee and Asylum Issues

- Substantive & Due Process Changes of the Final Asylum Regulations
- Will a New Asylum Adjudication Process Effectively End Political Bias and Inconsistencies Within the Asylum Adjudication Process?
- The 300 Mile Rule & "Circuit Riding" by Asylum Officers: How Will it Affect Adjudication?
- Impact of Independent, Non-Governmental Sources of Country Conditions on the Asylum Adjudication Process

Clark Trevor, moderator, Attorney, San Francisco, CA
Henry Curry, Director, Asylum Policy and Review Unit, Dept. of Justice

Prof. Deborah Anker, Harvard University Law School, Cambridge, MA

Carol L. Wolchok, Attorney, Washington, DC

INS Officials (invited)

Legalization

- Family Fairness
- HIV Issues
- Judicial Review

Donald Kempster, moderator, Attorney, Chicago, IL

Patricia Dunn, Attorney, San Francisco, CA

Terrance M. O'Reilly, Assistant Commissioner for Legalization, INS

Preserving Priority Dates

Jay I. Solomon, moderator, AILA Atlanta Chapter Chair, Atlanta, GA

Stephen K. Fischel, Chief, Legislation and Regulations Division, Dept. of State (invited)

Lawrence J. Weinig, Assistant Commissioner for Inspections, INS

Stanley Krieger, Attorney, Omaha, NE

SPECIALIZED SESSIONS - TRACK 2

Day Coordinator: Howard Kushner

2:00-5:15 pm

Training: B, H, L, E, F, Q, or M Visas?

- When to Bring Someone for Training
- Visa Alternatives: How to Decide
- Pitfalls and Penalties of Choosing an Inappropriate Visa

Polly A. Webber, moderator, AILA Past President, San Jose, CA

Hope M. Frye, AILA Second Vice President, Novato, CA

Nurses

- Attestation: The Process and DOL Review
- Nursing Contractors
- DOL Investigative and Enforcement Authority
- Adjustment of Status under INRA

Carl M. Shusterman, moderator, Attorney, Los Angeles, CA

Denis Gruskin, Senior Specialist, Division of Foreign Labor Certifications, Dept. of Labor (invited)

Robert Hopper, Attorney, Houston, TX

Permanent Labor Certifications

- New Recruitment Procedures
- Role of the Labor Department
- BALCA Developments

Robert E. Banta, moderator, AILA Board of Governors, Atlanta, GA

Hon. Nahum Litt, Chief Administrative Law Judge, Dept. of Labor (invited)

Hon. James Guill, Associate Chief Administrative Law Judge, Dept. of Labor

Denis Gruskin, Senior Specialist, Division of Foreign Labor Certifications, Dept. of Labor (invited)

Sarah Carroll, Certifying Officer, Region V, Dept. of Labor (invited)

Steven A. Clark, Attorney, Cambridge, MA

Margaret A. Catillaz, AILA Board of Governors, Rochester, NY

PLENARY SESSION

5:15-6:15 pm

Great Moments in Immigration History:

The Paul Robeson Case

Frank D. Winston, moderator, AILA Northern California Chapter Chair, San Francisco, CA

Victor Rabinowitz, Attorney, New York, NY

Ira J. Kurzban, AILA Past President, Miami, FL

7:00-9:00 pm

AILA Board of Governors Meeting

8:00-10:00 pm

Talk to the Experts





Specialized Issues Program

SATURDAY, JUNE 8, 1991

PLENARY SESSIONS

Day Coordinator: Ann Kanter

8:30 am-12:15 pm

Employment Authorization

- Procedures for Obtaining Work Authorization Based on Status
- Interrelationship between Employer Sanctions and Work Authorization
- Policy Considerations of the INS

Sharryn E. Ross, moderator, AILA Northern New England Chapter Chair, MA

Josie Gonzalez, AILA Board of Governors,

Los Angeles, CA

James A. Puleo, Associate Commissioner for Examinations, INS

Due Process Issues

- Detention
- Frivolous Attorney Appeals
- In Absentia Hearings

Howard S. "Sam" Myers, III, moderator,

AILA President-Elect, Minneapolis, MN

Prof. T. Alexander Aleinikoff, University of Michigan Law School, Ann Arbor, MI (Invited)

Lucas Guttentag, Attorney, New York, NY

Ira J. Kurzban, AILA Past President, Miami, FL

Marc Van Der Hout, AILA Board of Governors, San Francisco, CA

Issues in Employer-Based Immigration

- Standards for Awarding Priority Worker Status
- Retaining Priority Dates
- Qualifying Managers and Executives
- Finessing the Equivalency Rules

Edwin R. Rubin, moderator, AILA President, Newark, NJ

Daryl R. Buffenstein, AILA Treasurer, Atlanta, GA

Mary E. Pivec, AILA Board of Governors, Baltimore, MD

Edward R. Litwin, AILA Board of Governors,

San Francisco, CA

12:15-1:45 pm

Lunch Break

PLENARY SESSION

Day Coordinator: Gerard Chapman

1:45-2:45 pm

H-1Bs: New Issues and Some Answers

- Labor Attestations: Substance and Procedures
- Numerical Limitations: How the System Will Work
- Dual Intent: the Hope and the Reality
- Specialty Occupations: What About Business Occupations?
- Penalties on Employers

Elliott C. Lichtman, moderator, Attorney,

Washington, DC

Angelo A. Paparelli, AILA Board of Governors,

Los Angeles, CA

Lawrence J. Weinig, Assistant Commissioner for

Inspections, INS

Richard D. Steel, Attorney, Philadelphia, PA

Special Session

1:45-3:30 pm

Litigation Workshop: Going Into Federal Court

James J. Orlow, moderator, AILA Past President, Philadelphia, PA

Peter D. Williamson, AILA Secretary, Houston, TX

Lory D. Rosenberg, AILA Board of Governors, Cambridge, MA

TRACK ONE

Day Coordinator: Gerard Chapman

2:45-6:30 pm

Equivalency Issues (H-1B and Employment Based)

- Proving the Beneficiary is a Professional and Equivalency
- What is a Professional

Theodore Ruthizer, moderator, AILA First Vice President, New York, NY

Martin J. Lawler, Attorney, San Francisco, CA

Immigrant Investors

- What Role Must the Investor Play in the Business
- When Must the Investment Be Completed
- What is Included in the Required Investment

H. Ronald Klasko, moderator, AILA Past President, Philadelphia, PA

George S. Newman, AILA Missouri/Kansas Chapter Chair, St. Louis, MO

Elizabeth A. Thompson, Attorney, Minneapolis, MN

Representing the Small Entrepreneur

- Investor Labor Certification Issues
- IMMACT 90 Options and Restrictions
- Interim Nonimmigrant Options

Denyse Sabagh, moderator, AILA Board of Governors, Washington, DC

Lawrence D. Bastone, AILA Board of Governors,

Boston, MA

Allen E. Kaye, AILA Past President, New York, NY

The Outstanding Os and Performing Ps

- Special Rules for Entertainers and Athletes
- Extraordinary Ability: A New Standard, a New Challenge
- Alternatives for Outstanding Business Executives

Jerald Serviss, moderator, Attorney, Los Angeles, CA

Lawrence J. Weinig, Assistant Commissioner for

Inspections, INS

Joseph Minsky, Attorney, Chicago, IL

TRACK TWO

Day Coordinator: Gerald H. Robinson

2:45-6:30 pm

Recent Developments in E & L Practice

- L or E: That is the Question
- INS Interpretation of New Definitions

Douglas Bristol, moderator, Attorney, Chicago, IL

Lawrence J. Weinig, Assistant Commissioner for

Inspections, INS

Barbara J. Warren, AILA Southern Florida Chapter Chair,

Miami, FL

Specialized Issues Program



Citizenship, Expatriation and Derivatives

- New Evidentiary Standards for Loss of Citizenship
- Update from the Board of Appellate Review
- Administrative Naturalization and Filipino Naturalization

Gary Endelman, moderator, Attorney, Houston, TX

Charles Miller, Attorney, Los Angeles, CA

Carmen DiPlacido, Office of Citizen Consular Services, Dept. of State (invited)

Alan G. James, Chairman, Board of Appellate Review, Dept. of State

New Developments in IMFA

- Bona Fide Marriage Sustainable After OSC
- Battered Spouse No Longer Needs to Suffer
- Race to the Court House Not an Issue

Jerome B. Ingber, moderator, Attorney, Minneapolis, MN

Janet B. Beck, Attorney, Houston, TX

Robert N. Tulloch, AILA Washington State Chapter Chair, Seattle, WA

DOS Predictions

- Visa Bulletin

William H. Dance, moderator, AILA Michigan Chapter Chair, Detroit, MI

Cornelius D. Scully, III, Director, Office on Legislation, Regulations and Advisory Assistance, Dept. of State (invited)

9:00-11:30 pm

AILA 45th Birthday Bash

SUNDAY, JUNE 9, 1991

PLENARY SESSIONS: A DAY AT IMMIGRATION COURT

Program Coordinator: Richard A. Boswell, AILA Board of Governors, San Francisco, CA

Immigration Judge: Robert D. Vinikoor, Immigration Judge, Chicago, IL

9:00-11:00 am

Motion to Reopen In Absentia Order

- Exceptional Circumstances
- Burden of Proof on Government
- Sufficiency of Notice to Counsel
- Failure to Notify EOIR of Address Change
- Disqualification for Discretionary Relief
- Stay of Deportation

Attorney for Alien: William Van Wyke, Attorney, Washington, DC

Trial Attorney: Sam Der Yeghiayan,

INS District Counsel, Chicago, IL

Alien: Charles Wheeler, Attorney, Los Angeles, CA

Commentator: E. Vance Winningham, Attorney, Oklahoma City, OK

Aggravated Felon: 212(c)/Case/Expert Witness

- Eligibility for 212(c) of Aggravated Felon
- Direct and Cross Examination of Expert Witness
- *Matter of Edwards*
- Rehabilitation of Incarcerated Alien
- Definition of Final Order

Attorney for Alien:

Michael Maggio, Attorney, Washington, DC

Trial Attorney:

Martin Rothstein, Attorney, New York, NY

Expert Witness:

Patricia Deitz, Attorney, Washington, DC

Alien:

Royal F. Berg, Attorney, Chicago, IL

Commentator:

Richard Prinz, Attorney, Houston, TX

11:00-11:15 am

Coffee Break

11:15 am - 1:15 pm

IMFA: I-751 & I-752's; Waivers; Section 5

- Jurisdiction of the Immigration Judge
- Post OSC Filings of I-751 and I-752 Applications
- Extreme Hardship, Good Cause, Battered Spouse and Extreme Cruelty Waivers
- Termination of Conditional Residence Without I-751 or I-752
- Amendment of Section 5 of IMFA and Motions Under *Matter of Garcia*

Attorney for Alien:

Charlie Gordon, Attorney, Washington, DC

Trial Attorney:

Melvin R. Solomon, Attorney, Hackensack, NJ

Alien:

Sally LaBadie, Attorney, Atlanta, GA

Commentator:

Robert D. Ahlgren, AILA Board of Governors, Chicago, IL

Contested Voluntary Departure After Acceptance of Administrative Voluntary Departure/Discretionary Relief

- Knowing Waiver of Rights
- Disqualification for Discretionary Relief
- Written and Oral Notice Requirements
- Exceptional Circumstances
- Jurisdiction of the Immigration Judge
- Requisite Pleadings

Attorney for Alien:

Linda R. Yanez, Attorney, Chicago, IL

Trial Attorney:

James J. Orlow, AILA Past President, Philadelphia, PA

Alien:

Scott Pollock, Attorney, Chicago, IL

Commentator:

Richard L. Breitman, AILA Minnesota/Dakotas Chapter Chair, Minneapolis, MN

1:15 pm

CONFERENCE CONCLUDES



Hotel & Travel Information

Conference Hotel All conference attendees are encouraged to stay at The Chicago Hilton & Towers located on Grant Park near the heart of downtown Chicago and only minutes from the Art Institute, Miracle Mile, and other great attractions.

The Chicago Hilton and Towers
720 S. Michigan Avenue
Chicago, IL 60605
Reservations: (312) 922-4400

AILA Conference Rate
\$110 single/\$120 double

Room Block held only until May 14th! You must identify yourself with the AILA conference to receive the reduced rate. Please register by May 14th to ensure your reservation. Reservations subject to availability thereafter. For suite information contact the AILA National Office at (202) 371-9377.

Discount Airfares on American, Delta and United Airlines. Call MICA, Inc. the official travel firm for the 1991 Annual Conference for discounted Airfares. Receive 40%-45% off regular roundtrip coach fares, or 5% off any published promotional fare (meeting all restrictions). Each AILA attendee will also receive \$150,000 flight insurance with each ticket purchased.

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Rental Cars Special discounted rates will be available through MICA during the AILA Annual Conference. For car rental reservations, call MICA at (800) 888-6422.

Special Events & Functions

AILA Greater Chicago Chapter Welcoming Reception
(Wednesday, 6:30 pm - 7:30 pm)
The AILA Greater Chicago Chapter has a special Chicago welcome planned to kick off the 1991 Annual Conference.

Presidents Luncheon
(Thursday, 1:00 pm - 3:00 pm)
AILA Immediate Past President Polly A. Webber hosts this special luncheon for the installation of AILA National Officers for 1991-92.

Presidents Reception
(Thursday, 6:30 pm - 7:30 pm)
AILA President Edwin R. Rubin is the host of this gala reception.

Annual Awards Luncheon
(Friday, 12:00 nn - 2:00 pm)
AILA President Edwin R. Rubin presides over the presentation of the Association's awards of special achievement and distinguished service.

AILA 45th Birthday Bash
(Saturday, 9:00 pm - 11:30 pm)
AILA turns 45 this year and we plan to celebrate with gusto! By popular demand, the AILA Atlanta Chapter will be presenting "The International Law Review - Gone with the Yen." Don't miss this festive occasion.

AILF Annual Benefit Dinner Honors Mas Yonemura
(Thursday, 7:45 pm - 9:30 pm)
Mas Yonemura will be honored by his friends and colleagues for his contributions to the field of immigration law as advocate, leader, and mentor. As a long-time friend of the Japanese American community, decorated by the Emperor of Japan for improving bilateral relationships between the U.S. and Japan, Mas has brought a much-needed West Coast, ethnic, and global perspective to our organization. Tickets may be ordered on the registration form. To further honor Mas, dinner table contribution, dinner program greeting, and advertisement information is available from the Foundation.

All receptions and luncheons are included for conference registrants. Tickets for the AILF Dinner and additional spouse/guest tickets for luncheons are available; see the registration form.

1991 ANNUAL CONFERENCE REGISTRATION FORM

Chicago Hilton and Towers • Chicago, Illinois • June 5-9, 1991



Mail registration form with payment to:
AILA Annual Conference
1400 Eye Street, NW, Suite 1200
Washington, DC 20005



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Name _____ AILA Member Number _____

Name for Badge (if different) _____

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Full Conference Registration

(Includes admission to all sessions, the 1991 Handbooks, and one admission to each of the following special events: Greater Chicago Chapter Welcoming Reception on Wednesday; Presidents' Luncheon and Presidents' Reception on Thurs.; the Awards Luncheon on Friday; and the 45th Birthday Bash on Saturday.)

Special Early Bird Registration Fee:

Register early and receive a special discount rate. Registration and payment must be received by MAY 10 to qualify.

	Early Bird by May 10	Regular by May 29	
☐ AILA Member/ Government attorneys	\$395	\$425	\$ _____
☐ Non-Members	\$470	\$500	\$ _____
☐ Nonprofit AILA member \$295 (A separate signed statement must be attached certifying employment by nonprofit agency.)		\$325	\$ _____
☐ Law student scholarship \$225 (A separate signed statement must be attached indicating law school with expected date of graduation and certifying fulltime student status.)		\$250	\$ _____

LATE CHARGE FOR ALL REGISTRANTS AFTER MAY 29

\$ 70 \$ _____

Spouse/Guest Registration

\$100 \$ _____

Includes the Greater Chicago Chapter Welcoming Reception on Wed.; the Presidents' Reception on Thurs.; the 45th Birthday Bash on Sat.; coffee breaks; tour information and more.

Spouse/Guest name _____
(for badge)

See page 7 for cancellation policy.

Additional Tickets

No. Tickets

Thursday, June 6

_____ Presidents' Luncheon	\$ 25	\$ _____
_____ Presidents' Reception	\$ 35	\$ _____

Friday, June 7

_____ Awards Luncheon	\$ 25	\$ _____
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Saturday, June 8

_____ AILA 45th Birthday Bash	\$ 50	\$ _____
_____ Children under 12	\$ 20	\$ _____

AILF Gala Dinner Honoring Mas Yonemura

Thursday, June 6, 7:45pm

_____ Dinner tickets	\$125	\$ _____
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Suggested contribution to the E. Michael

Berger Memorial Scholarship Fund	\$ 20	\$ _____
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Contributions to AILF are tax deductible in accordance with IRS regulations and accounted for separately.

Annual Handbooks (Delivery after June 22) If you cannot attend the Conference, but wish to order the 1991/1992 Immigration and Nationality Law Handbook, please use this order form:

	AILA	Non-AILA	
☐ Statutory Overview, Vol. I	\$ 75	\$ 95	\$ _____
☐ Advanced Topics, Vol. II	\$ 75	\$ 95	\$ _____
☐ Two Volume Set	\$ 95	\$ 125	\$ _____

TOTAL AMOUNT DUE AILA \$ _____

(must be enclosed with registration)

☐ Check enclosed or Charge my ☐ VISA ☐ Mastercard

Card # _____

Exp. _____ Signature _____

☐ Please send me information about AILA membership.



The American Immigration Law Foundation Honors Mas Yonemura

Each year the American Immigration Law Foundation honors a member of the immigration legal community for particularly outstanding contributions in the field of immigration law.

This year on Thursday, June 6, the Foundation's annual dinner celebration will provide a special opportunity to honor and thank Mas Yonemura for his generous contributions to the immigration field as writer, mentor, advocate, visionary, and friend. As a leader in the immigration bar and the American Immigration Lawyers Association and as President of our Foundation, Mr. Yonemura has dedicated his career to the development of immigration law, service to Japanese Americans and improvement of bilateral relations between the United States and Japan.

The dinner will also highlight the programs and plans of the American Immigration Law Foundation. A special Foundation dinner program booklet will commemorate this memorable event with best wishes of Mas Yonemura's friends and colleagues. Please join us on this special occasion. It will be your opportunity to salute Mas Yonemura and his accomplishments and to support your Foundation.

American Immigration Lawyers Association
1400 Eye Street, NW, Suite 1200
Washington, DC 20005



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