

MICHAEL S. VASTINE

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EDUCATION

GEORGETOWN UNIVERSITY LAW CENTER, Washington, District of Columbia
Juris Doctor, 2001

TEMPLE UNIVERSITY, Philadelphia, Pennsylvania
Master of Music, 1997
Major: Performance

OBERLIN COLLEGE CONSERVATORY OF MUSIC, Oberlin, Ohio
Bachelor of Music, 1995
Major: Performance

ACADEMIC APPOINTMENTS

STETSON UNIVERSITY COLLEGE OF LAW Gulfport, Florida

Visiting Director of Clinical and Experiential Education (2024 - 2025)
Practitioner in Residence (2024 – 2025)

COURSE RESPONSIBILITIES:

Summer Remote Certified Legal Intern (CLI) Clinic
Family Law Internship
Individual Intership

ADDITIONAL RESPONSIBILITIES

Advisor, Immigration Law Student Association

ST. THOMAS UNIVERSITY COLLEGE OF LAW Miami, Florida
(2004-2024)

Director, Clinical Programs	2020 - 2024
Professor of Law	2014 - 2024
Director, Immigration Clinic	2005 - 2024
Associate Professor of Law	2012 - 2014
Assistant Professor of Law	2008 - 2012
Clinical Instructor	2004 - 2008

Tenure awarded: 2014

PRIMARY COURSE RESPONSIBILITY:

Immigration Clinic, 6 credit hours per semester, two-semester format.

Case focus on litigation (immigration and crimes, challenging deportability and/or detention, discretionary relief, defensive applications for asylum, protection under the United Nations Convention Against Torture, post-conviction relief, administrative appeals, petitions for review before the United States Courts of Appeals), and complex administrative applications (naturalization, T-visas, U-visas, visa applications under Violence Against Women Act (VAWA)).

OCCASIONAL SECONDARY COURSES TAUGHT:

Immigration Law, 3 credit hours

Protection of Refugees (course designed as module for LLM in Intercultural Human Rights, also enrolled JD students), 1 credit hour

Immigration and Human Rights Litigation: Domestic and International Perspectives (St. Thomas University School of Law Summer in Spain, San Lorenzo de El Escorial, Spain), 3 credit hours

Interviewing, Counseling & Negotiation, 2 credit hours

COMMITTEE SERVICE:

- Academic Integrity
- Academic Standing
- Admissions
- Ad Hoc Sub-Committee on ABA/AALS Rules and Standards
- Adjunct Faculty Review (Chair 2017-18, 2019-22, 2022-23)
- Clinical Programs (Chair 2023-24)
- Faculty Recruitment
- Promotion and Tenure
- Strategic Planning Steering Committee (University, 2019-20)

ADDITIONAL RESPONSIBILITIES

- Director, Immigration Certificate Program
- Advisor, Immigration Law Student Association
- Advisor, Drug Law Society

BAR MEMBERSHIPS

UNITED STATES SUPREME COURT

UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA

FLORIDA

DISTRICT OF COLUMBIA

EXPERIENCE: PROFESSIONAL/PRACTICE

IMMIGRATION LAW & LITIGATION GROUP

Of Counsel (2003-2024)

Miami, Florida

CATHOLIC LEGAL IMMIGRATION NETWORK, INC. (CLINIC)

GEORGETOWN UNIVERSITY LAW CENTER/ JESUIT REFUGEE SERVICE FELLOWSHIP

Detention Attorney (2001-2003)

Miami, Florida

GEORGETOWN UNIVERSITY LAW CENTER

CENTER FOR APPLIED LEGAL STUDIES

Law Student Representative (January – June 2001)

Washington, DC

UNITED STATES DEPARTMENT OF JUSTICE, IMMIGRATION COURT

Judicial Law Clerk (May - July 2000)

Imperial/El Centro & Lancaster, California

KERRES & DIWOK

Law Clerk (July - August 1999)

Vienna, Austria

UNITED STATES DISTRICT COURT/CJA PROGRAM

Investigator (January - April 1998)

Washington, DC

GEORGETOWN UNIVERSITY LAW CENTER CRIMINAL JUSTICE CLINIC

Investigator Intern (August - December 1997)

Washington, DC

FREELANCE CLASSICAL MUSICIAN (PERCUSSION)

Orchestras, including those of Bridgeton, NJ; Charleston, SC; Harrisburg, PA; and Trenton, NJ; and Pan American Symphony (Washington, DC) (1991 - 2002)

PROFESSIONAL MEMBERSHIPS & SERVICE

AMERICAN ASSOCIATION OF LAW SCHOOLS

CLINICAL SECTION

- Member, 2004-present
- Membership, Outreach & Training Committee
 - Member (2011-15, 2021-present)
 - Primary editor, *Clinicians' Desk Reference* (2021-present)
 - Chair (2013-14)
 - Co-chair (2012-13, 2014-15)
 - Mentoring Program Chair (2012-15)

CLINICAL LEGAL EDUCATION ASSOCIATION

- Member, 2004-present
- ABA and Bar Standards Advocacy Committee
 - Member (2024-present)

AMERICAN IMMIGRATION LAWYERS ASSOCIATION
(NATIONAL)

- Midwinter Conference Planning Committee, Due Process Track (Chair, 2024-25)
- Member Engagement Committee (2024-25)
- 2024-Removal Defense Section Steering Committee (Vice Chair 2023-24)
- Categorical Approach Conference Planning Committee (2023)
- Fall National Conference Planning Committee (2022)
- Federal Litigation Conference (Chair, 2021)
- Immigration Court Conference (Chair, 2020)
- Board of Governors (2018-19)
- Annual Conference Planning Committee (Due Process Track)(2017-18)
- Immigrant Justice Campaign Litigation Conference – Basics of Affirmative Litigation (Chair, 2017-18)
- *Amicus Curiae* Committee (2015-18)
- Litigation Section Steering Committee (2016-17, 2019-20)
- Law Student Outreach Committee (2014-16, 2019-20)
- Asylum CLE Conference Planning Committee (2016)

AMERICAN IMMIGRATION LAWYERS ASSOCIATION
SOUTH FLORIDA CHAPTER

- Immediate Past President, 2019-20
- President (elected), 2018-19
- President-Elect (elected), 2017-18
- First Vice President, Executive Board (elected), 2016-17
- Second Vice President, Executive Board (elected) 2015-16
- Secretary, Executive Board, (elected) 2014-15
- Board of Directors (elected), 2011-12, 2012-13, 2013-14
- *Ad Hoc Amicus Curiae* Committee, 2010-12
- Annual Conference Committee: Due Process Track (Co-chair 2017-18, 2019-20; Chair 2018-19; Member 2019-20)
- Asylum Office Liaison Committee, 2008-12
- Budget and Bylaws Committee, 2014-16
- CLE Luncheons Committee: Due Process Track (Chair 2017-18)
- Congressional Committee (National Day of Action, DC) (2014-17)
- Diversity & Inclusion Committee (2016-17)
- DHS/ICE Chief Counsel Liaison Committee, 2010-14 (Co-chair 2013-14)
- EOIR Immigration Court Liaison Committee, 2010-11
- Law Student Division, 2011-15 (Chair 2011-13, Co-chair 2014-15)
- Litigation Committee, 2011-18 (Co-chair 2012-17)
- New Members Division, 2019-20

FLORIDA BAR ASSOCIATION

- Law Related Education Committee, 2009-2013

AWARDS AND NOMINATIONS

2022 *Pro Bono* Honor Roll (Recipient, inaugural class)
American Association of Law Schools

2019 Mother Cabrini Medal (Recipient)
Archdiocese of Miami

2013 Elmer Fried Award for Excellence in Teaching (Recipient)
American Immigration Lawyers Association

2021 William Pincus Award for Outstanding Service and Commitment to Clinical
Legal Education (Nominee)

2013 Shanara Gilbert Emerging Clinician Award (Nominee)
AALS Section on Clinical Education

2013 Criminal Justice Award (Nominee)
Dade County Bar Association

ORGANIZATIONAL AWARDS

2019 (Inaugural) American Immigration Lawyers Association (AILA) National
Diversity & Inclusion Award

- Reflecting novel, meritorious initiatives to formalize and achieve diversity and inclusion principles in leadership and programming
- Recipient: AILA South Florida Chapter
[Role: President, AILA South Florida Chapter 2018-19]

2018-2019 American Immigration Lawyers Association (AILA)
Chapter Award: Platinum

- Reflecting comprehensive and extensive achievement in educational programming, legislative advocacy, media outreach, development and nurturing of new members, development of future leaders, practice management and wellness programming,
- Recipient: AILA South Florida Chapter
[Role: President, AILA South Florida Chapter 2018-19]

LAW REVIEW ARTICLES

The Right to Deport Immigrants Bearing Firearms Convictions Shall Not Be Infringed? Contemplating the consequences for immigrants' firearm crimes, in light of *Bruen*, 66 Howard L.J. 475 (2023)

Making Drug-related Deportability 1914 Again? How a strict "categorical approach" to the CSA would eliminate unpredictable agency interpretation of the Immigration and Nationality Act, 18 Ohio St. J. Crim. L. 253 (2020)

An Immigration Lawyer Walked into a Barr: The Impact of Trump's Justice Department on the Defense of Criminal Immigrants, 25 Barry L. Rev. 57 (2020)

From Bristol, to Hollywood, to a Land Far, Far Away: Considering the Immigration Consequences of Statutory Rape, 7 Rutgers J.L. & Pub. Pol'y 289 (2010)

Good Things Come to Those Who Wait? Reconsidering Indeterminate and Indefinite Detention as Tools in U.S. Immigration Policy, 5 Intercultural Hum. Rts. L. Rev. 125 (2010)

Give me your tired, your poor... and your convicted? Teaching "Justice" to Law Students by Defending Criminal Immigrants in Removal Proceedings, University of Maryland Journal of Race, Religion, Gender and Class, 10 RRG 341 (2010)

Is Your Client Prejudiced? Litigating Ineffective-Assistance-of-Counsel Claims in Immigration Matters Arising in the Eleventh Circuit, University of Miami Law Review, 62 U. Miami L. Rev. 1063 (2008)

Being Careful What You Wish For: Divisible Statutes – Identifying a Non-Deportable Solution to a Non-Citizen's Criminal Problem, Campbell University Law Review, 29 Campbell L. Rev. 203 (2007)

BOOK CHAPTER

Native | Emigrant: The Curious Immigration Case of Forcibly Displaced Native Americans and Examination of the Rights of the Wampanoag Tribal Descendants in Bermuda, in Human Flourishing: The End of Law. Essays in Honor of Siegfried Wiessner, Koninklijke Brill NV (2023)

OTHER PUBLICATIONS

Practice Advisory: The Cuban Adjustment Act, An Introduction to its Distinct Processes and Recurring Practice Applications, American Immigration Lawyers Association, August 2024

Practice Advisory: 2024 Detention Updates: Challenges Facing Detainees and Attorneys (editor, co-author), American Immigration Lawyers Association, July 18, 2024, with Amanda Bernardo, Glykeria Teji, and Colleen Ward

Challenging Drug-Based Grounds of Removability: Applying the Categorical Approach at the Atomic Level (editor, primary author), published in materials for 2024 Annual Conference of the American Immigration Lawyers Association, Chicago, Illinois, with Khaled Alrabe and Zachary Nightingale.

Blog: *Find A Unicorn, Slay A Dragon: The Categorical Approach, Circa 2023*, Think Immigration, (a publication of American Immigration Lawyers Association), August 30, 2023

Tossing It All in the Pot: Controlled Substance Offenses in Immigration Law (primary author, sole editor), published in materials for 2022 Annual Conference of the American Immigration Lawyers Association, New York, New York

Misrepresentation and Fraud in Crimmigration Cases (primary author), published in materials for 2022 AILA Midwinter Conference: Advanced Business and Removal/Family (Virtual), with Michael Sharma-Crawford and John Brunning

Framing motions to terminate: Relying on the Categorical Approach and generic definition (co-author), published in materials for 2020 AILA Crimes and Immigration Virtual Conference, December 3, 2020, with Karl Krooth, Tom Moseley, and Sheila Stuhlman

Hot Topics In Removal: Case Law Updates, (co-author) published in materials for AILA National Conference 2020, with Helen Parsonage, Ben Winograd, and Keli M. Reynolds

Ethical Issues in Removal Cases: Pinocchio and His Advisors? (co-author), published in materials for AILA National Conference 2019, Orlando, Florida June 19-23, 2019, with Rekha Sharma-Crawford and Amber Weeks

Understanding Controlled Substances In Light Of Cutting Edge Changes (joint author), published in conference materials of 2019 AILA National Midwinter Conference, Palm Springs, California, January 25, 2019

Modified and Republished as:

Advisory – Controlled Substances and Immigration Consequences, conference materials of American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 28, 2019

Catch Me If You Can: Crimes 2018 – Removability and Relief (sole author), published in conference materials of 39th Annual AILA South Florida Chapter Immigration Law Update, Miami Beach, Florida, March 22, 2018

Liberty And Due Process For Immigrants In The SCOTUS Lineup, Part I & II (blog postings and video blog analyzing oral arguments in *Sessions v. Dimaya* and *Jennings v. Rodriguez*), Think Immigration, American Immigration Lawyers Association, October 2-3, 2017

The Most Recent Developments In The Categorical/Modified Categorical Approaches (Circa Fall 2017) (co-author), published in materials for 2017 AILA Fall Conference - Fearless Lawyering: Mobilizing In The New Era Of Removal And Employment-Based Litigation Practice, Portland, Oregon, September 15, 2017, with Manuel Rios and Isaac Wheeler

Representing Clients With Criminal Records: A 2017 Update On The Categorical Approach, Circumstance Specific Expansion, And Prolonged Detention, published in materials for 38th Annual AILA South Florida Chapter Immigration Law Update, Miami Beach, Florida, February 3, 2017, with Mary Kramer and Isaac Wheeler

The Ethics of Balancing Humanity and Lawyering: Ethical and cultural challenges involved in zealously representing vulnerable immigrants (co-author), published in materials for AILA National Conference 2016, with Charles Shane Ellison

Taking What Is Yours: Making The Case For Reopening Proceedings To Access Newly Available Relief From Removal Based On Evolving Precedent (co-author), published in materials for 37th Annual AILA South Florida Chapter Immigration Law Update, Miami Beach, Florida, February 5, 2016, with Sui Chung

Ebbs And Flows: Ongoing Developments In The Categorical Approach With A Focus On Drugs And Crimes Of Violence (co-author), published in materials for 37th Annual AILA South Florida Chapter Immigration Law Update, Miami Beach, Florida, February 5, 2016, with Mary Kramer, and Isaac Wheeler

Cancellation of Removal (co-author), published in materials for 2015 AILA Fall CLE Conference “Absolute Waivers – in the Land of 10,000 Lakes,” with Kim Hunter, Thomas K. Ragland

The Building Blocks for Successful Agency and Federal Court Appeals: Considering Statutory Interpretation, Rulemaking and the Impact of Changes In Agency Policy (co-author), published in materials for AILA National Conference 2015, with Adam Rosen and Avantika Shastri, Primary Authors, and Michael Vastine, Contributor and Editor

The Latest on the Categorical Approach (co-author), CLE Materials/Practice Advisory, Annual Conference of the American Immigration Lawyers Association, June 2014

Practice Advisory: The Road to Donawa: the categorical approach through the lens of Moncrieffe and Descamps, American Immigration Lawyers Association, South Florida Chapter, February 2014

The Status of Stand-alone INA §212(h) Waivers in 2013: Can Matter of Rivas Withstand Constitutional Scrutiny?, LexisNexis, 2013 Emerging Issues 7039, July 2013

Practice Advisory: “Stand-Alone” INA § 212(h) Waivers, American Immigration Lawyers Association, South Florida Chapter, July 2013

The Impact of Chaidez v. United States: The Past, Present, and Future Legacy of Padilla v. Kentucky, LexisNexis, 2013 Emerging Issues 6976, April 23, 2013

Trying (and Failing) to find Logic in Chaidez v. United States, www.crImmigration.com (blog essay) (March 4, 2013)

Defenses To Charges Of Removability Relating To Drug Offenses, 2006 – Present, AILA Immigration Update CLE Materials (February 8, 2013)

Chess Game with Death: Chaidez and Retroactive Application of Padilla v. Kentucky, www.crImmigration.com (blog essay) (November 5, 2012)

Emerging Issue Analysis: When, if ever, are non-remunerative drug transfers not aggravated felonies? A review and preview of Moncrieffe v. Holder, LexisNexis, 2012 Emerging Issues 6441 (June 15, 2012)

Emerging Issue Analysis: Kawashima v. Holder, What Tax Crimes Can Get an Alien Deported? LexisNexis, 2012 Emerging Issues 6273 (March 29, 2012)

All's Well That Ends Well: A Discussion Of Defenses To Charges Of Removability Relating To Florida Drug Offenses, 2006 – Present, Bender's Immigration Bulletin, 17-8 Bender's Immigr. Bull. 1 (April 15, 2012)

Looking on darkness which the blind do see: An analysis of the Sixth Amendment rights of immigrants and the application of Padilla v. Kentucky in the Florida Courts, Bender's Immigration Bulletin, 17 Bender's Immigr. Bull. 356 (Mar. 15, 2012)

SELECTED SIGNIFICANT LITIGATION

Chamu v. United States Attorney General, 23 F.4th 1325 (11th Cir. 2022)

Counsel for Petitioner, Oral Argument October 6, 2021

Challenge asserting overbreadth of the Florida definition of cocaine, relative to the federal definition of cocaine, and whether the Florida offense triggers removability as a “controlled substance as defined at section 802 of Title 21.” Further challenged whether the state statutory language creates the “realistic probability” of this overbreadth and that no exemplar prosecution involving non-generic cocaine is required. Finally, distinguishes *Shular v. United States* and *Choizilme v. United States Attorney General* and argued that the lack of *mens rea* in the Florida offense dictates that the offense is non-generic and should not be basis for inadmissibility to the United States.

Aspilaire v. United States Attorney General, 992 F.3d 1248 (11th Cir. 2021)

Counsel for Petitioner, Oral Argument

Petition for Rehearing, Rehearing *En Banc*

Petition for *Writ of Certiorari*, *Aspilaire v. Garland*, 142 S. Ct. 765 (2022) (denied)

Challenge to finding of deportability for Florida offense of felon-in-possession of firearm, where at time of underlying offense, Florida courts explicitly considered antique and muzzle-loading weapons as firearms, despite both categories being dissonant with the federal definition of “firearm.”

Further challenge to constitutionality of retroactive application of state court decision reversing elements of crime defined by earlier state supreme court precedent, *i.e.*, judicial *ex post facto*.

Bermudez-Paiz v. Garland, No. 20-2395 (2nd Cir. 2021)

Co-counsel for *Amicus Curiae* American Immigration Lawyers Association

Successful challenge (post-briefing, the Department of Justice moved for remand, thereby conceding the issue that was on appeal), using the “categorical approach” for analyzing criminal statutes, addressing whether New York definition of “cocaine” is broader than its federal counterpart (in that New York statute includes non-generic positional isomers excluded from the federal definition), and therefore does not trigger immigration consequences.

***Shular v. United States*, 140 S.Ct. 779 (2020)**

Lead Counsel for *Amici Curiae* American Immigration Lawyers Association; Catholic Legal Services, Archdiocese of Miami; Americans for Immigrant Justice (primary author of brief)

Analysis of the implications of the missing *mens rea* requirement in Florida drug sale convictions and whether those convictions count as predicate “serious drug offenses” for purposes of ACCA (federal) sentence enhancements; whether consequences of Fla. Stat. 893.101 should be analyzed consistent with Supreme Court jurisprudence requiring imputation of *mens rea* requirements into silent statutes, and/or canvassing of national norms (regarding *mens rea* requirement) at time of congressional use of term.

***Choizilme v. United States Attorney General*, 886 F.3d 1016 (11th Cir. 2018)**

Rehearing denied by, Rehearing, en banc, denied by *Choizilme v. United States AG*, 2018 U.S. App. LEXIS 20091 (11th Cir., July 19, 2018)
Certiorari denied, *Choizilme v. Whitaker*, 139 S. Ct. 863 (2019)

Counsel for Petitioner, Oral Argument

Challenge to finding of deportability relating to a conviction under Florida Statute §§ 893.13(1)(a)(2) and 893.101, specifically whether such a conviction constitutes an “illicit trafficking” aggravated felony under *Lopez v. Gonzales* (2006), and *Esquivel-Quintana* (2017), where the Florida scheme does not require the state to prove the defendant knowingly delivered a controlled substance, conduct distinctly less culpable than that of the prevailing “generic crime,” as discovered by canvassing all U.S. jurisdictions.

***Jerzy G. v. State of Connecticut*,**

Connecticut Supreme Court, 326 Conn. 206 (2017)

Co-counsel for *Amicus Curiae* American Immigration Lawyers Association (primary author of brief).

Brief in successful case finding that equal protection demands that Connecticut courts retain jurisdiction in criminal post-conviction (including appellate) Sixth Amendment-related litigation, notwithstanding the physical deportation of the defendant during the period for asserting those rights.

***Gelin v. United States Attorney General*, 837 F.3d 1236 (11th Cir. 2016)**

Rehearing and rehearing *en banc* denied January 13, 2017

Counsel for Petitioner, Oral Argument

Unsuccessful challenge, over a vigorous dissent by Judge Beverly Martin, to whether a conviction under the least culpable part of Florida Statute § 825.102(1), Elder Abuse, can constitute a “crime involving moral turpitude,” where the Florida scheme does not have a

scienter requirement, and further does not require an actual injury or any endangerment of a member of the class of “elders.”

Butka v. United States AG, 827 F.3d 1278 (11th Cir. 2016)

US Supreme Court certiorari denied by *Butka v. Sessions*, 138 S.Ct. 299 (No. 16-790, U.S., Oct. 2, 2017)

Counsel for Petitioner, Oral Argument

Unsuccessful challenge, thereby creating 6-1 Circuit split with the Eleventh Circuit as sole outlier, regarding jurisdiction of the U.S. Courts of Appeals to review the BIA denial of an alien’s motion for untimely, and therefore *sua sponte* reopening of removal proceedings, with Circuit concluding that it lacked jurisdiction to review the BIA’s denial of a motion to *sua sponte* reopen proceedings, with the possible exception of constitutional issues, and the alien had raised challenge to other agency legal error, but not a constitutional claim.

Donawa v. United States Attorney General, 735 F. 3d 1275 (11th Cir. 2013)

U.S. Court of Appeals for the Eleventh Circuit

Counsel for Petitioner, Oral Argument

Successful challenge to finding of deportability relating to a conviction under Florida Statute §§ 893.13(1)(a)(2) and 893.101, specifically whether such a conviction constitutes a “drug trafficking crime” aggravated felony under *Lopez v. Gonzales* (2006), where the Florida scheme does not require the state to prove the defendant knowingly delivered a controlled substance, conduct distinctly less culpable than that enumerated in the federal Controlled Substances Act (CSA).

Gabriel Hernandez v. State of Florida, 124 So. 3d 757 (Fla. 2012)

Florida Supreme Court

Counsel for Petitioner, Oral Argument

Successful challenge regarding the right of immigrant defendants to receive effective representation of counsel, invalidating the existent Florida plea colloquy as a cure for ineffective representation. Arguing 1) applicability of *Padilla v. Kentucky* (2010) to cases where defendant received standard Florida plea colloquy (that as a non-U.S. citizen, there may be immigration consequences of the plea), but deportation was mandatory, not optional, and client was not specifically advised of risk by counsel; 2) retroactive application of *Padilla* to other historical pleas taken in violation of 6th Amendment. Successful in overturning long-standing Third District precedent previously applied statewide, holding that the Florida plea colloquy categorically cures ineffective counsel regarding immigration consequences of guilty plea.

Maxi Sopo v. U.S. Attorney General, et al. 825 F3d 1199 (11th Cir. 2016)
U.S. Court of Appeals for the Eleventh Circuit

Co-counsel for *amicus curiae* American Immigration Lawyers Association (joint author of brief)

Co-drafted and filed *amicus curiae* brief (filed in conjunction with the Southern Poverty Law Center) in successful case before the 11th Circuit, resulting in constitutional limitation on the U.S. government's ability to detain, for lengthy periods, without the opportunity for bond, immigrants under 8 U.S.C. § 1226(c), as such detention violates the constitutional due process concerns discussed in *Demore v. Kim*, 538 U.S. 510 (2003).

Matter of Chairez-Castrejon; Matter of Sama

Before the United States Attorney General, Case: 26 I&N Dec. 686 (A.G. 2015)

Co-counsel for *amicus curiae* American Immigration Lawyers Association (joint author of brief)

Co-drafted and filed *amicus curiae* brief, on behalf of the American Immigration Lawyers Association (AILA), in , a case in which the United States Attorney General and BIA determined the proper application of the "categorical approach" to criminal offenses that are alleged to trigger removal (i.e. deportation) consequences for immigrants.

Emmanuel Thiersaint v. Commissioner of Correction

316 Conn. 89 (Conn. 2015)

Counsel for *Amicus Curiae* Connecticut Criminal Defense Lawyers Association in Support of Emmanuel Thiersaint (primary author of brief).

Appeal in the Supreme Court of Connecticut regarding the retroactive application, for Connecticut state criminal court purposes, of *Padilla v. Kentucky*. Appellant represented by Yale University Immigration Clinic. *Amicus curiae* brief co-written on behalf of the Connecticut Criminal Defense Lawyers Association.

Leda Ilma Martinez v. Eric H. Holder, Jr., United States Attorney General

577 Fed. Appx. 969 (11th Cir. 2014)

Counsel for *Amicus Curiae* Catholic Legal Services Of Greater Miami, Inc., In Support Of Petitioner (primary author of brief)

Challenge to agency departure from established interpretation of the factors must be present to establish an "admission" for purposes of determining whether immigrant is inadmissible to U.S. for alleged criminal conduct. *Amicus curiae* argued that former precedent should be applied, so that an admission carries immigration consequences only if the immigrant is presented the essential elements of the offense and concedes violation of each element and that in the environment of near-total resolution of criminal

charges via plea bargaining, to rule otherwise would approach an equal protection violation based on alienage.

Ragoonath v. Holder

134 S. Ct. 2840, 189 L. Ed. 2d 806 (June 23, 2014) (cert. denied)

Counsel for Amicus Curiae Catholic Legal Services, Archdiocese of Miami, Inc. (joint author of brief supporting *Petition for Writ of Certiorari*)

Circuit split regarding (1) Whether 18 U.S.C. § 656 is a crime “involving fraud or deceit” for purposes of the Immigration and Nationality Act’s definition of aggravated felony where the criminal statute does not contain either of these terms, but instead describes categorically a pure theft offense; and (2) whether, assuming that elements of an intent to defraud or to injure may be read into the statute, these are distinct mental states that render the statute divisible, such that 18 U.S.C. § 656 cannot categorically be classified as a fraud or deceit crime.

Giovanny Rivas v. U.S. Attorney General

765 F.3d 1324 (11th Cir. 2014)

Counsel for Counsel for *Amicus Curiae* Catholic Legal Services, Archdiocese of Miami, Inc. (sole author of brief)

Brief urging reversal of *Matter of Rivas*, in which the Board of Immigration Appeals reversed its decision in *Matter of Sanchez* and denied the right for immigrant respondents to apply for “free-standing” INA § 212(h) relief on a *nunc pro tunc* basis. Amicus curiae argues that the scheme bestows arbitrary power on DHS inspecting officers, who by unlawfully admitting resident aliens (who properly should be “inadmissible” but eligible for the waiver at the time of entry) can bar eligibility for these same residents from availing themselves of the waiver without having to simultaneously seek adjustment of status.

Bernard Storey v. State of Florida

133 So. 3d 528 (Fla. 2014)

Counsel for *Amicus Curiae* Catholic Legal Services, Archdiocese of Miami, Inc. (sole author of brief).

Brief in successful case at Florida Supreme Court resulting in Florida courts retaining jurisdiction in criminal post-conviction (including appellate) matters notwithstanding the deportation of the defendant. Brief outlined the immigration scheme permitting motions to reopen and return of immigrant respondents to the United States in instances of successful litigation, discussed on remand at *Storey v. State*, 139 So. 3d 448 (Fla. Dist. Ct. App. 2d Dist. 2014).

Poveda v. U.S. Att’y Gen

692 F.3d 1168 (11th Cir. 2012) (rehearing denied)

Counsel for *Amicus Curiae* Catholic Legal Services, Archdiocese of Miami, Inc. (sole author of brief).

Brief urging rehearing *Poveda v. U.S. Attorney General*, in which the U.S. Court of Appeals for the Eleventh Circuit had reversed its decision in *Yeung v. INS* and denied the right for immigrant respondents to apply for “free-standing” INA § 212(h) relief if they had not travelled abroad, thus creating equal protection concerns and possible finding of ultra vires effect of agency precedent.

CONFERENCES CHAIRED

American Immigration Lawyers Association (National), Midwinter Conference Due Process Track, Puerto Vallarta, Mexico, January 17, 2025.

2021 Federal Litigation Conference, American Immigration Lawyers Association (National), Las Vegas, Nevada (with hybrid/virtual component), October 11, 2021.

2020 Immigration Court Conference, American Immigration Lawyers Association (National), *Virtual*, August 22, 2020.

AILA South Florida Chapter Conference, American Immigration Lawyers Association, Miami Beach, Florida, March 22-23, 2019.

2018 AILA/American Immigration Council/Immigration Justice Campaign Basics Of Federal Court Litigation CLE Conference: *"Fearless Lawyering in 2018: We'll See YOU In (District) Court!"* Miami, Florida, March 24, 2018.

2012 Florida Conference of Clinical Law Professors, October 5, 2012, Cocoa Beach, Florida.

CONFERENCE PLANNING COMMITTEES

American Immigration Lawyers Association (National), Fall Conference, Categorical Approach Planning Committee, Scottsdale, Arizona, September 29, 2023.

Catholic Legal Services Spring 2023 Immigration Conference, St. Thomas University, Miami Gardens, Florida, April 14, 2023.

American Immigration Lawyers Association (National), Fall Conference Planning Committee (Removal Track), Maui, Hawaii, 2022.

American Immigration Lawyers Association South Florida Chapter Conference, Virtual, February 24-26, 2021.

American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 27-28, 2020.

American Immigration Lawyers Association (National), Annual Conference Planning Committee (Due Process Track), 2017-18).

American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, March 22-23, 2018.

American Immigration Lawyers Association (National), Conference Planning Committee: 2016 AILA Asylum CLE Conference.

PRESENTATIONS

Not a Frozen Concoction: Hot Litigation Topics, 2025 Midwinter Conference of the American Immigration Lawyers Association, Puerto Vallarta, Mexico, January 17, 2025 (confirmed, conference chair).

Opening Remarks, 2025 Midwinter Conference of the American Immigration Lawyers Association, Puerto Vallarta, Mexico, January 17, 2025 (confirmed, conference chair).

Litigation Developments: The End of Chevron Deference Standard, American Immigration Lawyers Association Central Florida Chapter Conference, Clearwater Beach, Florida, October 25, 2024.

Immigration and Nationality Act § 204(c), Confronting Issues of Fraud in Family Based Immigration Petitions, American Immigration Lawyers Association Central Florida Chapter Conference, Clearwater Beach, Florida, October 24, 2024.

Appeals & Motions to Reopen before the BIA, Petitions for Review, Lazy Days of Summer CLE Series, Catholic Legal Services, Archdiocese of Miami, webinar, August 15, 2024.

Loper Bright Enterprises and the Demise of Federal Court Deference to the BIA and AAO, Lazy Days of Summer CLE Series Catholic Legal Services, Archdiocese of Miami, webinar, July 25, 2024.

2024 Detention Updates: Challenges Facing Detainees and Attorneys, American Immigration Lawyers Association, webinar, July 18, 2024.

Challenging Drug-Based Grounds of Removability: Applying the Categorical Approach at the Atomic Level, 2024 Annual Conference of the American Immigration Lawyers Association, Chicago, Illinois, June 13, 2024.

Working with Prosecutors on U Visas and Safe Harbor Pleas, Conference of the Michigan Chapter of the American Immigration Lawyers Association, Southfield, Michigan, May 10, 2024.

Cutting Edge “Immigration and Crimes,” Spring CLE Conference of Catholic Legal Services, Archdiocese of Miami, Miami, Florida April 12, 2024

Litigation Updates from the Federal Courts and Administrative Agencies, Quarterly Teleconference of the Removal Defense Section, American Immigration Lawyers Association, February 14, 2024.

The White Powder: How Drugs and Alcohol Affect Family Immigration, 2024 AILA Midwinter Conference and Webcast, Jackson Hole, Wyoming, January 18, 2024.

Crimmigration: Updates on Criminal State Laws Targeting Immigrants, Immigrants’ List Civic Action’s Second Annual Immigration Policy and Advocacy webCLE, December 1, 2023.

Hot Topics in Removal and Federal Litigation, American Immigration Lawyers Association Central Florida Chapter Conference, Clearwater Beach, Florida, October 19, 2023

Trial Practice: The Compelling Equity Package for Immigration Waivers and Discretionary Relief, American Immigration Lawyers Association Ohio Chapter Conference, Columbus, Ohio, October 12, 2023.

COVID Killed the In-Person Trial Star: Telephonic and Televideo Hearings, 2023 Annual Conference of the American Immigration Lawyers Association, Orlando, Florida June 23, 2023.

Defending Against Controlled Substance-Based Grounds of Removability, 2023 Annual Crimes and Immigration Seminar, National Immigration Project of the National Lawyers Guild, Orlando, Florida, June 20, 2023.

Winning Post-Conviction Relief, 2023 Annual Crimes and Immigration Seminar, National Immigration Project of the National Lawyers Guild, Orlando, Florida, June 20, 2023.

Removal Litigation, Federal Bar Association 2023 Immigration Law Conference, Arlington, Virginia, May 6, 2023.

Resiliency from Vicarious Trauma & Burnout, AALS Conference on Clinical Education, San Francisco, California, April 28, 2023.

Cutting Edge Issues in Crim-Immigration, Catholic Legal Services Spring 2023 Immigration Conference, St. Thomas University, Miami Gardens, Florida, April 14, 2023.

Crimes, Immigration Consequences, and Post-conviction Relief, AILA Colorado Chapter Crimmigration CLE Program (Virtual), March 8, 2023.

Spotting Potential Immigration Issues from Past Criminal History, American Immigration Lawyers Association Central Florida Chapter Conference, Clearwater Beach, Florida, October 29, 2022.

Litigation Update, American Immigration Lawyers Association Ohio Chapter Conference, Columbus, Ohio, October 28, 2022.

Crimmigration 401: Post-Conviction Relief in the Immigration Context: Will it Help or Hurt? Florida Bar Crimiminal Law Section Conference, Crimmigration 2022: Immigration Law Matters in Criminal Court, Miami, Florida, October 14, 2022.

Firearms Deportability in Context, the Categorical Approach and Originalism Revealed, Howard University Law Review 19th Annual Wiley A. Branton Symposium, Washington, DC, October 7, 2022.

Blazing Updates from the Courts, 2022 AILA Fall Conference, Maui, Hawaii, September 11, 2022.

Crimmigration! Drafting Successful Motions to Dismiss, Catholic Legal Services Summer CLE Series, Archdiocese of Miami, Miami, Florida (Virtual), August 26, 2022.

Advanced Crim-Immigration Issues: Drugs, Violence, and Firearms, Catholic Legal Services Summer CLE Series, Archdiocese of Miami, Miami, Florida (Virtual), July 22, 2022.

Controlled Substance Convictions and Burdens of Proof: U.S. Supreme Court, Circuit Court, and BIA Jurisprudence, 2022 Annual Conference of the American Immigration Lawyers Association, New York, New York, June 16, 2022.

Supreme Court and Circuit Court Updates, Annual Conference of the Federal Bar Association, Immigration Law Section, Detroit, Michigan, May 14, 2022.

Convening of Florida Clinics, AALS Conference on Clinical Legal Education (Virtual), May 10, 2022.

Misrepresentation and Fraud in Crimmigration Cases, 2022 AILA Midwinter Conference: Advanced Business and Removal/Family (Virtual), February 3, 2022

Welcome and Remarks (Conference Chair), 2021 AILA Federal Court Conference and Webcast: Removal Litigation, Las Vegas, Nevada, October 11, 2021.

An Ever Wider "We": Case Study Afghanistan, Symposium for the World Day of Migrants and Refugees, St. Thomas University College of Law John J. Brunetti Human Trafficking Academy, Miami, Florida, September 24, 2021.

Emerging from the Haze: Case Law Update, Catholic Legal Services Summer CLE Series, Archdiocese of Miami, Miami, Florida (Virtual), June 25, 2021.

Removability is Criminal: Contesting Removability and Hot Topics, Annual Conference of the American Immigration Lawyers Association South Florida Chapter (Virtual), February 26, 2021.

An Interactive Discussion with the Removal Defense Bar: Local and National Trends, Annual Conference of the American Immigration Lawyers Association South Florida Chapter (Virtual), February 25, 2021.

Climate Migrants: Protecting Immigrants from Adverse Impacts of Climate Change (webinar), Environmental Law Institute, February 24, 2021.

Future-proofing cases post-USCIS and pre-proceedings: strategies for effective advocacy, CLE Luncheon and Chapter Meeting of the American Immigration Lawyers Association South Florida Chapter (Virtual), January 21, 2021.

Drugs and the Categorical Approach, 2020, AILA Arizona Chapter 2020 Annual Conference (Virtual), December 10, 2020.

Winning Motions to Terminate and Dismiss Charges, 2020 AILA National Crimes and Immigration Virtual Conference (Virtual), December 3, 2020.

From Crisis to Crossroads: Protections in Law for Migrants & Refugees, John J. Brunetti Human Trafficking Academy, St. Thomas University School of Law, Miami Gardens, Florida (Virtual), September 24, 2020.

Virtual Immigration Court Conference Networking Discussion: Hot Topics (Discussion Leader) Immigration Court Conference, American Immigration Lawyers Association (Virtual), August 23, 2020.

Opening Remarks: On Zealous Removal Defense, 2020 Immigration Court Conference, American Immigration Lawyers Association (Virtual), August 22, 2020.

Training: Naturalization: Basic to Complex Criminal Issues, The Office of New Americans of Miami-Dade (ONA), Miami, Florida (Virtual), July 17, 2020.

Hot Topics in Removal Proceedings: Case Law Updates, American Immigration Lawyers Association, Annual Conference 2020 (Virtual), July 22, 2020.

Hot Topics on Litigation and Detention; Current Law & Policies, Catholic Legal Services, Archdiocese of Miami, Miami, Florida (Virtual), June 26, 2020.

Who's Teaching Who? Using Collaborative Inter-Clinic Rounds for Student and Faculty Development, Concurrent/Lightning Session, AALS Conference on Clinical Legal Education, Orlando, Florida, May 4, 2020 (confirmed-postponed).

Waivers of Ineligibility - except Unlawful Presence, Federal Bar Association Annual Immigration Law Conference, Detroit, Michigan, May 16, 2020 (confirmed-postponed)

Federal Appellate Practice: Motions to Reopen - Jurisdiction, Theories, and Facilitating Return of the Victorious Client, AILA Federal Court Litigation Section, Quarterly CLE Webinar, May 13, 2020

Claims for Protection Pursuant to the United Nations Convention Against Torture: Building and Arguing the Winning Case, American Immigration Lawyers Association (Video Roundtable), March 13, 2020

I Still Haven't Found What I'm Looking For - Motions and Stays (Escaping from ~~Alcatraz~~ Miramar), American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 28, 2019.

The Controlled Substance Act at 50: The CSA, Gun Control, and Immigration, Arizona State University Sandra Day O'Connor College of Law, Phoenix, Arizona, February 22, 2020.

Cancellation of Removal for Lawful Permanent Residents: Stop and Go, Removal Defense Online Course, American Immigration Lawyers Association, 2020

Master Hearing: Arguing Eligibility for Relief, AILA Removal Defense Online Course, 2020

Dealing with Dishonesty from Clients or Opposing Counsel, AILA Removal Defense Online Course, 2020

Supreme Court Hears Oral Argument in Shular v. United States (video), American Immigration Lawyers Association, Washington, DC, January 22, 2020.

Federal Litigation Update, CLE Luncheon of the American Immigration Lawyers Association, South Florida Chapter, Miami, Florida, January 15, 2020.

Preparing a Winning Asylum and Withholding Case, 2019 Symposium On Human Rights And Asylum Advocacy, Catholic Legal Services, Archdiocese of Miami, Miami Shores, Florida, December 12, 2019.

In Pursuit of Freedom: An In Depth Look at the Immigration Crisis, Miami-Dade College, Miami, Florida, November 14, 2019.

Contesting Detention in Immigration Court and Beyond, American Immigration Lawyers Association Central Florida Chapter Conference, St. Petersburg, Florida, October 26, 2019.

Advanced Crimmigration Panel, American Immigration Lawyers Association Central Florida Chapter Conference, St. Petersburg, Florida, October 25, 2019.

An Immigration Defense Lawyer Walked into a Barr... The impact of Trump's Justice Department on the defense of criminal immigrants: a Florida-centric analysis, Symposium - Crossing the Border: Recent and continuing issues in immigration law in the modern era, Barry University School of Law, Orlando, Florida, October 18, 2019.

Navigating the Swamps in a Crimmigration Nation, American Immigration Lawyers Association Ohio Chapter Conference, Columbus, Ohio, October 11, 2019.

Get Up Stand Up! Cutting-Edge Crimes Update, Catholic Legal Services Summer CLE Series, Miami, Florida, July 19, 2019.

Ethical Issues in Removal Cases: Pinocchio and His Advisors?, American Immigration Lawyers Association, Annual Conference 2019, Orlando, Florida June 21, 2019.

This World is on Fire: Advanced Updates on Immigration Changes and Challenges via Litigation, CLE Luncheon of the American Immigration Lawyers Association, South Florida Chapter, Miami, Florida, May 15, 2019.

Quickly! Society has lost its filter, should we teach with one?, Concurrent/Lightning Session, AALS Conference on Clinical Legal Education, San Francisco, California, May 5, 2019.

Advanced Crimmigration Panel, AILA National Spring Federal Litigation Conference, Chicago, Illinois, March, 12, 2019.

Wanted: Dead or Alive – Immigration and Crimes 2019, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 28, 2019.

Plenary Session: I Won't Back Down – Changing the Immigration Narrative in the US, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 27, 2019.

Understanding Controlled Substances In Light Of Cutting Edge Changes, AILA National Midwinter Conference, Palm Springs, California, January 25, 2019.

Strategies After Successful Petition for Review Or Motion To Reopen, Eleventh Circuit CLE Conference, Presented by The American Immigration Lawyers Association Central Florida, Georgia/Alabama & South Florida Chapters, December 8, 2018.

Jurisdiction, Motions To Reopen and Navigating Pereira While on Appeal, Eleventh Circuit CLE Conference, Presented by The American Immigration Lawyers Association Central Florida, Georgia/Alabama & South Florida Chapters, December 3, 2018.

Federal Court Update with A Focus On Framing Eleventh Circuit Cases, Eleventh Circuit CLE Conference, Presented by The American Immigration Lawyers Association Central Florida, Georgia/Alabama & South Florida Chapters, December 3, 2018.

Mock Bond Hearing, Fundamentals of Immigration Law, Online Course, American Immigration Lawyers Association.

Cancellation of Removal for Permanent Residents, Fundamentals of Immigration Law, Online Course, American Immigration Lawyers Association.

Cancellation of Removal for Non-permanent Residents, Fundamentals of Immigration Law, Online Course, American Immigration Lawyers Association.

Voluntary Departure, Fundamentals of Immigration Law, Online Course, American Immigration Lawyers Association.

Crimmigration & Pereira, American Immigration Lawyers Association, Central Florida Chapter Conference, Orlando, Florida, October 27, 2018.

First Stop: The Freedom Tower! Seeking Release through Bond or Parole, Catholic Legal Services Summer CLE Series, Miami, Florida, September 7, 2018.

Win-wood - Strategy and Analysis: Winning Motions to Dismiss and Terminate, Catholic Legal Services Summer CLE Series, Miami, Florida, September 7, 2018.

Critical Takeaways And Cutting Edge Strategies: A Post-National Conference Update, CLE Luncheon of the AILA South Florida Chapter, Miami Beach, Florida, July 25, 2018.

Ask the Removal Defense Expert Roundtable: Crim-Imm, Annual Conference of the American Immigration Lawyers Association, 2018, San Francisco, California, June 14, 2018.

Whether a Noncitizen Has Been Admitted, Admissions That Matter, and Other Conundrums, Annual Conference of the American Immigration Lawyers Association, 2018, San Francisco, California, June 13, 2018.

Winning on Paper Part II: Substantive Motions Practice in Immigration Court, 2018
AILA National Removal Defense Conference, Washington, DC, April 12, 2018.

When it is Over/Post-Judgment Issues: EAJA fees and/or Appeals, 2018
AILA/American Immigration Council/Immigration Justice Campaign Basics Of Federal Court Litigation CLE Conference: “*Fearless Lawyering in 2018: We’ll See YOU In (District) Court!*” Miami, Florida, March 24, 2018.

Litigation Roundtable, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, March 23, 2018.

In the Line of Fire: Advanced Removal Issues, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, March 22, 2018.

Catch Me If You Can: Crimes 2018 – Removability and Relief, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, March 22, 2018.

Basics of Litigating Petitions for Review, Part II: Jurisdiction and Legal Theories, Brownbag Luncheon CLE Series, Litigation Committee of American Immigration Lawyers Association, South Florida Chapter, Miami, Florida, January 19, 2018.

Give me your tired and poor: The Impact of Immigration Law in State Court
National Consortium of Judges Conference, Miami, Florida, January 12, 2018.

Basics of Litigating Petitions for Review, Part I: Rules and Procedure, Brownbag Luncheon CLE Series, Litigation Committee of American Immigration Lawyers Association, South Florida Chapter, Miami, Florida, December 15, 2017.

Hot Topics in Prolonged, Indefinite, and Mandatory Detention, American Immigration Lawyers Association, Central Florida Chapter Conference, Orlando, Florida, October 27, 2017.

A “How-To” Guide on Applying the Categorical Approach, American Immigration Lawyers Association Central Florida Chapter Conference, Orlando, Florida, October 27, 2017.

Crimmigration – Due Process and Constitutional Issues in Immigrant Defense, Sixth Annual AILA Rocky Mountain Immigration Law Conference, Denver, Colorado, October 13, 2017.

The Most Recent Developments in the Categorical/Modified Categorical Approaches, 2017 AILA Fall Conference - Fearless Lawyering: Mobilizing In The New Era Of Removal And Employment-Based Litigation Practice, Portland, Oregon, September 15, 2017.

Hot Topics in Immigration Law, CLE Luncheon of the AILA South Florida Chapter, Miami, Florida, July 26, 2017.

Understanding the Burdens of Proof and Production, Annual Conference of the American Immigration Lawyers Association, 2017, New Orleans, Louisiana, June 24, 2017.

Immigration Court—Nuts And Bolts: Practice Before the Immigration Court, Immigration Law Conference of the Federal Bar Association, Denver, Colorado, May 12, 2017.

Asylum Law: Overview of Asylum Law, Withholding of Removal, and Relief Under the Torture Convention, Immigration Law Conference of the Federal Bar Association, Denver, Colorado, May 12, 2017.

Chevron and Deference to Agency Statutory Interpretations Under Justice Gorsuch, Quarterly Teleseminar of the Federal Litigation Section of the American Immigration Lawyers Association, May 11, 2017.

Under Pressure: The Art of Positivity and Reinvention in Turbulent Times, AALS Conference on Clinical Legal Education, Denver, Colorado, May 6, 2017.

Essentials Of Federal Court Litigation Practice, CLE Luncheon of the AILA South Florida Chapter, Miami, Florida, April 27, 2017.

Immigration Litigation: Federal Court and Beyond American Immigration Lawyers Association Central Florida Chapter and the Orange County Bar Association, Orlando, Florida, March 31, 2017.

Effective Lawyering Under the Trump Administration, Teleseminar of the American Immigration Lawyers Association, February 8, 2017.

Strategies in Removal Cases, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 3, 2017.

Litigation Roundtable, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 2, 2017.

Habeas Corpus, Detention/Detainers and Stays of Removal, American Immigration Lawyers Association South Florida Chapter Conference, Miami Beach, Florida, February 2, 2017.

Immigration, Deportation and Controlling our Borders, Meeting of the Sarasota Chapter of the ACLU of Florida, Sarasota, Florida, January 5, 2016.

Defining Your Class: Particular Social Groups, Asylum Law for Pro Bono Attorneys, a CLE training presented by AILA and Catholic Legal Services, Archdiocese of Miami, Inc., hosted by Shutts & Bowen LLP, Miami, Florida, December 9, 2016.

Motions to Reopen and Reconsider—What You Need to Know, American Immigration Lawyers Association web seminar, November 3, 2016.

Complex Issues in Removal Cases, 29th Annual Fall Conference, AILA Central Florida Chapter, Orlando, Florida, October 15, 2016.

Hot Issues in Asylum, Withholding, and CAT Cases, American Immigration Lawyers Association Central Florida Chapter Conference, Orlando, Florida, October 15, 2016.

Crimmigration – Crafting a Safe Plea and Undoing an Unsafe Plea (panel discussion and breakout session), Fifth Annual AILA Rocky Mountain Immigration Law Conference, Denver, Colorado, October 13, 2016.

Fighting the Agency in CARRP and Other Delayed Cases, AILA Advanced Business & Removal Issues Conference, New York, New York, October 10, 2016.

The Art of Putting On a Strong Case, Catholic Legal Services Summer CLE Series, Miami, Florida, July 22, 2016.

Overview of Grounds of Removal and Emerging Issues in the Burden of Proof Catholic Legal Services Summer CLE Series, Miami, Florida, July 22, 2016.

Complex Removal Questions: Interactive Discussion with the Experts Catholic Legal Services Summer CLE Series, Miami, Florida, July 22, 2016.

The Ethics of Balancing Humanity and Lawyering, Annual Conference of the American Immigration Lawyers Association, 2016, Las Vegas, Nevada, June 25, 2016.

Reimagining Advocacy: Adapting Clinical Models to Meet Community Needs, AALS Conference on Clinical Legal Education, Baltimore, Maryland, April 30-May 3, 2016.

Appeals and Motions to Reopen: Immigration Court, BIA, Federal Court and USCIS, CLE Luncheon of the AILA South Florida Chapter, Miami, Florida, April 15, 2016.

The Categorical Approach and Waivers before USCIS and Immigration Court, Immigrants' List CLE Conference, University of Southern California, Los Angeles, California, March 18, 2016.

2016 AILA Advanced Asylum Litigation CLE Conference, San Antonio, Texas, February 8, 2016 (conference planning committee).

The Peculiarities of Immutability, Particularity, and Social Distinction: Asylum for Members of "Particular Social Groups," 2016 AILA Advanced Asylum Litigation CLE Conference, San Antonio, Texas, February 8, 2016.

Roundtable: Litigation Update, 37th Annual AILA South Florida Immigration Law Update, Miami Beach, Florida, February 5, 2016.

Emerging Complex Issues in Removal Cases, 37th Annual AILA South Florida Immigration Law Update, Miami Beach, Florida, February 5, 2016.

Hot Topics In Due Process Abuses: Cutting-Edge Strategies To Challenge Agency Inaction, Regulations, And Recent Court Decisions, 2016 AILA Midwinter Conference, Paradise Island, Bahamas, January 22, 2016.

Immigration Detention and Bond Proceedings, Habeas Petitions: Challenging Prolonged & Indefinite Immigration Detention, a CLE training presented by AILA and the ACLU, hosted by Greenberg Traurig LLC, Miami, Florida, November 9, 2015.

Mechanics of Filing Habeas Petitions and Seeking EAJA Fees, Habeas Petitions: Challenging Prolonged & Indefinite Immigration Detention a CLE training presented by AILA and the ACLU, hosted by Greenberg Traurig LLC, Miami, Florida, November 9, 2015.

Preparing your Client for an Asylum Interview or an Individual Hearing, Training for Miami New Public Interest and AmeriCorps Attorneys, Miami, Florida, November 6, 2015.

Asylum Evidence: Documentation, Corroboration, Authentication, Training for Miami New Public Interest and AmeriCorps Attorneys, Miami, Florida, November 6, 2015.

Fleeing Persecution: Asylum 2015, 29th Annual Fall Conference, AILA Central Florida Chapter, Orlando, Florida, October 16, 2015.

Judicial Review and 11th Circuit Court Update, 29th Annual Fall Conference, AILA Central Florida Chapter, Orlando, Florida, October 16, 2015.

“Minnesota Nice”—Saving The Day For Your Client: Cancellation Of Removal And §212(c) Cases, 2015 AILA Fall CLE Conference “Absolute Waivers – in the Land of 10,000 Lakes,” Minneapolis, Minnesota, October 2, 2015.

Complicated Naturalization and Citizenship, Catholic Legal Services Summer CLE Series, Miami, Florida, September 11, 2015.

Immigration And Crimes: The Role of Defense Counsel in Identifying and Limiting Immigration Consequences, CLE Meeting of the Martin County Bar Association, Stuart, Florida, August 21, 2015.

Asylum and Related Claims for Relief, 2015 AILA National Fundamentals of Immigration Law Conference, Miami Beach, Florida August 7, 2015.

Federal Court: Building the Record for Circuit Appeals, Suing for Return of Your Client and Release from Prolonged Detention After Six Months, Catholic Legal Services Summer CLE Series, Miami, Florida, July 10, 2015.

Beating the Charges, Filing Motions To Terminate, and Recent Developments in the Categorical Approach, Catholic Legal Services Summer CLE Series, Miami, Florida, July 10, 2015.

The Building Blocks for Successful Agency and Federal Court Appeals, Annual Conference of the American Immigration Lawyers Association, 2015, Washington, DC, June 19, 2015.

Maximizing Opportunities: Charting a Career in Immigration Practice, AILA Law Student Division Panel Session, American Immigration Lawyers Association Annual Conference, Washington, DC, June 26, 2015.

Credible Fear and Reasonable Fear Interviews, Negotiating Bonds, and Bond Hearings on the Miami/Dilley (TX) Televideo Docket, Representing Women and Children from Central America, a CLE conference hosted by Holland & Knight, Miami, Florida, June 10, 2015.

Prior Orders of Removal: Motions to Reopen and Filing Stays of Removal with ICE, the Immigration Judge, and the Board of Immigration Appeals, Representing Women and Children from Central America, a CLE conference hosted by Holland & Knight, Miami, Florida, June 10, 2015.

Removal for Experts: Bond, Detention & Habeas Corpus, (CLE Audio Seminar), presented by www.ILW.com, June 4, 2015.

Litigation Update 2015: DAPA and Beyond, AILA South Florida Membership Meeting/CLE, Miami, Florida, May 20, 2015.

2015 Update on Prosecutorial Discretion (CLE Audio Seminar), American Immigration Lawyers Association, May 7, 2015.

Addressing prior orders of removal: Motions to Reopen In Absentia and Stays of Removal with ICE, the Immigration Judge, and the Board of Immigration Appeals, Women With Children From The Border Surge of 2014, a CLE conference presented by Shutts & Bowen, LLP, Miami, Florida, March 26, 2015.

Asylum and "Particular Social Group" Asylum Theories, Women With Children From The Border Surge of 2014, a CLE conference presented by Shutts & Bowen, LLP, Miami, Florida, March 26, 2015.

11TH Circuit Update and Strategy Session, Annual Conference of AILA Georgia-Alabama Chapter, Atlanta, Georgia, February 20, 2015.

Surviving a Removal Charge, AILA Immigration Update 2015, Miami Beach, Florida, February 6, 2015.

Defenses to Removal: Criminal Immigration 101 and Waivers, Training for Miami New Public Interest and AmeriCorps Attorneys, hosted by Greenberg Traurig, LLP, Miami, Florida, December 17, 2014.

Defenses to Removal: Non-LPR Cancellation and LPR Cancellation, Training for Miami New Public Interest and AmeriCorps Attorneys, hosted by Greenberg Traurig, LLP, Miami, Florida, December 17, 2014.

Cutting Edge Issues in Immigration Litigation, AILA South Florida Membership Meeting, Miami, Florida, November 19, 2014.

Litigation Update, 28th Annual Fall Conference - Basics and Beyond at the Beach, AILA Central Florida Chapter, Clearwater, Florida, October 18, 2014.

The Child Refugee Crisis, St. Thomas University, Miami Gardens, Florida September 29, 2014

Asylum for Children: Corroboration, Building A Case And Designing A Legal Theory, Representing Unaccompanied Children in Immigration Court Proceedings, a CLE conference hosted by Greenberg Traurig, LLP, Miami, Florida, September 15, 2014.

Immigration Relief For Juvenile Victims Of Crimes And Violence, Representing Unaccompanied Children in Immigration Court Proceedings, a CLE conference hosted by Greenberg Traurig, LLP, Miami, Florida, September 15, 2014.

Emerging Issues In Defending Deportation For Controlled Substance Offenses, Catholic Legal Services Summer CLE Series, September 5, 2014.

Waivers Before USCIS And The Immigration Courts: Developments In § 237(a)(1)(H); Expanding The Availability Of § 212(h); Complicated § 212(c) Issues And Preservation Of Eligibility, Catholic Legal Services Summer CLE Series: Defending Non-citizens In Removal Proceedings, Miami, Florida July 18, 2014.

Commencing With Habeas Corpus Litigation In Pre-Order And Post-Order Cases: What You Need To Know, Catholic Legal Services Summer CLE Series: Beyond The Agencies - Going To Federal Court, Miami, Florida, July 18, 2014.

Appealing Immigration Matters to the U.S. Circuit Courts of Appeals and U.S. Supreme Court, Catholic Legal Services Summer CLE Series: Beyond The Agencies - Going To Federal Court, Miami, Florida, July 18, 2014.

Defending for the Future: Representation of Juveniles in the Criminal and Immigration Courts, Florida Bar Annual Conference, Orlando, Florida, June 26, 2014.

The Latest on the Categorical Approach, Annual Conference of American Immigration Lawyers Association, 2014, Boston, Massachusetts, June 19, 2014.

Charting a Career in Immigration Practice, AILA Law Student Division Panel Session, American Immigration Lawyers Association Annual Conference, Boston, Massachusetts, June 18, 2014.

Native-Emigrant: The Curious Immigration Paradox of Forcibly Displaced Native Americans. An examination of the citizenship rights of the Wampanoag tribal descendants in Bermuda (Work-in-Progress presentation), Immigration Law Professors Conference, Irvine, California, May 22-24, 2014.

Cutting Edge Issues in Immigration Litigation, AILA South Florida Membership Meeting, Miami, Florida, May 19, 2014.

The Role of Clinicians and Clinical Insights In Law School Curriculum Reform and Experiential Education Initiatives (concurrent session), AALS Conference on Clinical Legal Education, Chicago, Illinois, April 29, 2014.

Training: Screening and Preparing Applications for Citizenship, St. Thomas University School of Law Immigration Clinic, in partnership with AILA South Florida Pro Bono Committee and Florida Immigrant Coalition (FLIC), Miami, Florida, April 5, 2014.

Innovative Immigration Defense, Presented by National Lawyers Guild and University of Miami, Miami, Florida, April 4, 2014.

Asylum for Unaccompanied Children, Introduction to Removal Proceedings and Representing Unaccompanied Children before the Immigration Court, a training for pro bono attorneys hosted by Shook, Hardy & Bacon, LLP, Miami, Florida, March 21, 2014.

When is “Mandatory” Custody really “Mandatory?” AILA Immigration Update 2014, Miami Beach, Florida, February 7, 2014.

Advanced Issues in Federal Immigration Litigation, AILA South Florida Membership Meeting, Miami, Florida, October 16, 2013.

Maximizing Opportunities: Charting a Career in Immigration Practice, AILA Law Student Division Panel Session, American Immigration Lawyers Association Annual Conference, San Francisco, California, June 26, 2013.

Analyzing Specific Crimes: The Nuances of Drug Offenses and Deportability, Catholic Legal Services Summer CLE Series: *Litigating the Criminal Alien Case: Making the Seemingly Impossible, Possible*, Miami, Florida June 14, 2013.

Handling Complex Immigration Litigation Cases, Catholic Legal Services Summer CLE Series: *Litigating the Criminal Alien Case: Making the Seemingly Impossible, Possible*, Miami, Florida June 14, 2013.

Pro Bono Services in Immigration: Solving the Problem & Developing an Action Plan, Miami Pro Bono Summit, Miami, Florida, May 21, 2013.

Advanced Issues in Federal Immigration Litigation, AILA South Florida Membership Meeting, Miami, Florida, May 15, 2013.

Beyond Live Client Litigation: The Integration of Community Advocacy and Organizational Collaboration in In-House Immigration Clinics (concurrent session), AALS Conference on Clinical Legal Education, May 1, 2013, San Juan, Puerto Rico.

How Personal Income Taxes Intersect with Immigration Law, St. Thomas University (with Florida Immigrant Coalition, Catalyst, St. Thomas University School of Law Tax Clinic), April 13, 2013, Miami, Florida.

Training: Screening and Preparing Applications for Citizenship, St. Thomas University, April 13, 2013, Miami, Florida.

Asylum Law and Procedure: A CLE training for pro bono attorneys, hosted by White & Case, LLP, April 12, 2013, Miami, Florida.

Crimes and Immigrants 2013, AILA Immigration Update 2013, Miami Beach Florida, February 8, 2013.

An Overview of Removal Proceedings: A CLE training for pro bono attorneys, hosted by Greenberg Traurig, LLP, November 7, 2012, Miami, Florida.

The History and Future of Florida Immigrant Defendants' Right to Competent Counsel, NLG, ACS, ACLU & CLS Crimmigration Event, Florida International University College of Law, November 1, 2012, Miami, Florida.

Trends in Assessment, 2012 Florida Conference of Clinical Law Professors, October 5, 2012, Cocoa Beach, Florida.

Affecting Outcomes: Self-awareness in clinical teaching. A discussion of skills development, risks, and priorities and a consideration of the role of academic support in a changing market, 2012 Florida Conference of Clinical Law Professors, October 5, 2012, Cocoa Beach, Florida.

Go/My America: A Multi-media Exploration of Immigration Law and Migrants Rights, Middlebury College, Middlebury Vermont, September 22, 2012.

Relief for Immigrant Victims of Crime and Overview of Immigration Law and Procedure. Middlebury College, Middlebury, Vermont, September 22, 2012.

Mobilizing and Protecting Migrant Dairy Farmworkers, meeting of stakeholders in immigration law community, Burlington, Vermont, September 21, 2012.

Immigration Relief for Victims of Unfair Labor Practices in Vermont Dairy Industry, Meeting of Community-Based Organizations, Burlington, Vermont, September 21, 2012

Training: Immigration Benefits for Victims of Crimes, Office of the State Attorney, Viera, Florida, July 27, 2012.

Training: Immigration Benefits for Victims of Crimes, Office of the State Attorney, Sanford, Florida, July 27, 2012.

Representing Unaccompanied Alien Children in Immigration Court Proceedings: A training for pro bono attorneys, hosted by Shook, Hardy & Bacon, LLP, June 27, 2012, Miami, Florida.

Immigration and Youthful Crimes, CLE presented by Legal Needs of Children Committee, Florida Bar Convention, June 21, 2012, Orlando, Florida.

Training: Screening and Preparing Applications for Citizenship, St. Thomas University School of Law Immigration Clinic, in partnership with AILA Pro Bono Committee and National Association of Latino Elected and Appointed Officials (NALEO), April 21, 2012, Miami, Florida.

Representing clients with controlled substance offenses? Cutting edge arguments.

American Immigration Lawyers Association South Florida Chapter, CLE and Chapter Meeting, April 18, 2012, Miami, Florida.

Training: Screening and Preparing Applications for Citizenship, Florida Immigrant Coalition (FLIC), April 14, 2012, Miami, Florida.

Training: Immigration Benefits under the Violence Against Women Act (VAWA), T-Visa and U-Visa Programs, Women in Distress Shelter, April 11, 2012, Lighthouse Point, Florida.

Padilla Motions to Vacate: Teaching Social Justice by Serving Vulnerable and Indigent Populations Experiencing Distinct Subordination, Southern Clinical Conference, Knoxville, Tennessee, March 17, 2012.

Criminal Removal Grounds, AILA Immigration Update: South Beach, February 9, 2012, Miami, Florida.

Introduction to Criminal Issues and Waivers, 2011 Basics of Removal Proceedings Conference, St. Thomas University, Miami Gardens, Florida, December 1, 2011.

Ideas for and Experiences with Clinical Scholarship, 2011 Florida Clinicians Conference, Cocoa Beach, Florida, October 28-29, 2011.

Training: Temporary Protected Status for Haitians - Screening and Preparing Applications, St. Thomas University School of Law Immigration Clinic, in partnership with AILA Pro Bono Committee, September 17, 2011, Miami, Florida.

Training: Temporary Protected Status for Haitians - Screening and Preparing Applications, St. Thomas University School of Law Immigration Clinic, in partnership with AILA Pro Bono Committee and Caribbean Bar Association, August 20, 2011, Plantation, Florida.

Training: Screening and Preparing Applications for Citizenship, St. Thomas University School of Law Immigration Clinic, in partnership with AILA Pro Bono Committee and National Association of Latino Elected and Appointed Officials (NALEO), April 30, 2011, Miami, Florida.

Internally Displaced Persons in Haiti Post-Earthquake: Exploring the Genesis of the Problem and Solutions under International Law (Moderator), Symposium: Human Rights Aftershocks: Haiti, St. Thomas University School of Law, November 5, 2010.

Scholarship and Genius/Writing for Survival, 2010 Florida Clinical Professors Conference, Cocoa Beach, Florida, October 16, 2010.

Immigration Issues Impacting the Family Courts, Meeting of Miami-Dade Family Court Magistrates, Miami, Florida, June 16, 2010.

“Looking Backward at Backward Design: A Working Group Discusses Two Years of Critical Reflection on Programmatic Effectiveness” (Poster Presentation) AALS Conference on Clinical Education, Baltimore, Maryland, May 4, 2010.

“Considering the Age of Consent and the Immigration Consequences of Statutory Rape”
Florida Junior Faculty Forum, Stetson University, St. Petersburg, Florida, November 14, 2009.

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