Three-Part Telephone & E-mail Seminar:

Advanced Business Immigration Strategies in Troubled Times

Speakers: Angelo Paparelli, Nicole Kersey, James King, Robert Loughran, Cynthia Lange, Cyrus Mehta, Sherry Neal

Available online

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Seminar Outline

"It was the best of times, it was the worst of times, it was the age of wisdom, it was the age of foolishness, it was the epoch of belief, it was the epoch of incredulity..."
- Charles Dickens

"Take sides... Silence encourages the tormentor, never the tormented."
Elie Wiesel

FIRST Phone Session on April 22: Strategies for Staffing and Consulting Firms, Working Owners, End Users and Hapless Beneficiaries

- Overcoming the 1-8-2010 Neufeld Memo on employer/employee relationships
- Preparing winning cases at the outset without going broke
- Developing evidence (by industry and size of business) to satisfy USCIS
- Responding to RFEs, NOIDs and “derogatory information”
- Invoking forgiveness clauses:
  o Extraordinary circumstances
  o Technical reasons
  o No fault of the petitioner or beneficiary
- Addressing Consular and Port of Entry challenges after petition approval

SECOND Phone Session on May 13: Strategies for Investigation Preparedness

- Developing corporate immigration policies and protocols on investigation preparedness
- Identifying key players:
  o HR, Legal Dept., Reception, Security, PR, foreign-national staff, vendors/service providers and Immigration Counsel
- Auditing proactively for immigration compliance
- Responding to particular government agencies:
  o ICE, FDNS, WHD/DOL, ESA/DOL, OSC, OFCCP et al.

THIRD Phone Session on June 3: Strategies for Advocacy and Litigation

- Opting for motions to reopen/reconsider, AAO appeal, re-filing or litigation
- Utilizing the USCIS Ombudsman and Office of Public Engagement
- Enlisting traditional media and social media support:
  o Reporters, editors and producers
  o Web 2.0 (Blogs, LinkedIn, Facebook, Twitter YouTube)
- Advocating with agency leaders, the Executive Branch and Members of Congress
- Litigating causes of action:
  o Agency failure to engage in notice-and-comment rulemaking
  o Petition for review of administrative agency action
  o Paperwork Reduction Act – “Public Protection” clause
  o Regulatory Flexibility Act
  o Religious Freedom Restoration Act
  o FOIA
  o Mandamus

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(→ see next page for speaker bios)

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**ABOUT THE SPEAKERS**

*Angelo Paparelli* (Discussion Leader) is a partner of Seyfarth Shaw LLP. Mr. Paparelli, with a bicoastal practice in Southern California and New York.

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Cynthia Lange is Partner at Fragomen, Del Rey, Bernsen and Loewy, LLP. Ms. Lange leads the firm's High Tech practice in the heart of Silicon Valley. As the Managing Partner of the firm's Northern California practice, she directs the strategic representation of companies ranging from large fortune 500 companies to small start-up companies in the firm's "e-group." She has worked with numerous companies to set up and manage worldwide immigration compliance programs. Ms. Lange is a long time Adjunct Professor at Southwestern University School of Law where she has taught since 1988. She also frequently lectures on corporate immigration and, as a thought leader in the industry, she has written numerous articles on business immigration law matters. Ms. Lange is also the Managing Partner in charge of the firm's I-9 Service Center, which offers state of the art electronic I-9 tools and advisory services for proper I-9 and E-Verify completion. She specializes in government investigations, audits and establishing compliance programs for companies. Ms. Lange joined Fragomen over 22 years ago, after beginning her career at the U.S. Department of Justice as an INS trial attorney.

Robert Loughran is partner in the Austin office of FosterQuan, LLP. He is Board Certified-Immigration and Nationality Law, Texas Board of Legal Specialization. Mr. Loughran is appointed to the Texas Board of Legal Specialization Standards and Fitness Committee, 2008-Present. He was American Immigration Lawyers Association Liaison to Vermont Service Center of Department of Homeland Security for H-1B issues, 2006-2008. He has been vice chair in the State Bar of Texas Committee on Laws Relating to Immigration and Nationality, 2005-Present.

Cyrus Mehta is the founder and managing attorney of Cyrus D. Mehta & Associates, PLLC (CDMA). He represents corporations and individuals from around the world in business and employment immigration, family immigration, consular matters, naturalization, federal court litigation and asylum. He also advises lawyers on ethical issues. Based on 18 years of experience in immigration law, he is able to comprehend all kinds of problems and provide effective, ethical and strategic solutions to his clients. He is also an Adjunct Professor of Law at Brooklyn Law School where he teaches a course, Immigration and Work. In 2010, Mr. Mehta was appointed Special Counsel on immigration matters to the Departmental Disciplinary Committee, Appellate Division, First Department, New York. He also serves on the Board of Directors of Volunteers of Legal Services, Inc. Mr. Mehta graduated with a BA degree from St. Xavier's College, Bombay University, and subsequently obtained law degrees from Cambridge University, England (MA in Law), and Columbia Law School, New York (LLM).

Sherry Neal is a Partner in the Cincinnati, Ohio office of Hammond Law Group. She has been practicing immigration law for fourteen years. She represents corporations, staffing companies and universities throughout the U.S. on employment-based immigration cases. She is the former Chair of the Ohio Chapter of the American Immigration Lawyers Association Ms. Neal is a frequent speaker and author on employment immigration law. Her articles have appeared in national and international publications such as Talent Economy, Irish Nurse, Immigration Law Today, International Journal of Nursing Practice, Business Courier as well as THE PERM BOOK published by ILW.COM. She recently authored a chapter in Inside the Minds: Working with Government Agencies, sold nationally at major bookstores.