



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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### What is ILW.COM?

We are the leading immigration law publisher. Our free *Immigration Daily* reaches an audience of over 35,000 subscribers. Our immigration portal web site is the largest on the Internet with over 50,000 pages of information. We assist your practice via our periodicals, seminars, and Yellow Pages. *Disclaimer: participation in this seminar does not create an attorney-client relationship with the speakers.*

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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:
  - Extraordinary circumstances
  - Technical reasons
  - 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:
  - 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:
  - 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:
  - Reporters, editors and producers
  - Web 2.0 (Blogs, LinkedIn, Facebook, Twitter YouTube)
- Advocating with agency leaders, the Executive Branch and Members of Congress
- Litigating causes of action:
  - Agency failure to engage in notice-and-comment rulemaking
  - Petition for review of administrative agency action
  - Paperwork Reduction Act – "Public Protection" clause
  - Regulatory Flexibility Act
  - Religious Freedom Restoration Act
  - FOIA
  - Mandamus



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### SELECT YOUR DATES

CD April 22                       CD May 13                       CD June 3

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(→ see next page for speaker bios)

### 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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City, is known for providing creative solutions to complex and straightforward immigration law problems, especially involving mergers and acquisitions, labor certifications and the H-1B visa category. His practice areas include legislative advocacy; employer compliance audits and investigations; U.S. and foreign work visas and permanent residence for executives, managers, scientists, scholars, investors, professionals, students and visitors; immigration messaging and speech-writing; corporate policy formulation; and immigration litigation before administrative agencies and the federal courts. He is frequently quoted in leading national publications on immigration law. He is also President of the Alliance of Business Immigration Lawyers, a 30-firm global consortium of leading immigration practitioners. Paparelli's blog and a comprehensive list of his many immigration law articles can be found at [www.entertheusa.com](http://www.entertheusa.com). He is an alumnus of the University of Michigan where he earned his B.A., and of Wayne State University Law School where he earned his J.D. Paparelli is admitted to the state bars of California, Michigan and New York.

**Nicole Kersey** is an associate in the Atlanta office where she assists in the practice of all aspects of immigration and nationality law, including the processing of E, H-1B, H-2B, L, O, and TN nonimmigrant petitions. Ms. Kersey also assists clients in obtaining lawful permanent residence in the U.S. through applications for labor certification, petitions for outstanding researchers and aliens of extraordinary ability, and through international manager petitions. She has experience with applications for political asylum and family-based nonimmigrant and immigrant petitions. Ms. Kersey is a member of the Seyfarth Workforce Authorization Team (SWATeam) and has extensive training in the workforce authorization compliance area. She provides advice relating to I-9 compliance, corporate best practices during the hiring process, and emerging Federal, state, and local workforce authorization laws and regulations. Ms. Kersey is conversationally fluent in the Spanish language.

**James King** is co-chair of Seyfarth Shaw's Immigration Practice Group and leads the Seyfarth Workforce Authorization Team (SWATeam). He represents U.S. and international firms in procuring temporary and permanent work permits and visas, both inbound and outbound, for their owners, investors, specialist personnel, and professional staff. Mr. King routinely counsels clients in matters related to I-9 compliance, E-Verify, and social security mismatch letters, and he assists clients in the development of comprehensive workforce authorization compliance programs. Mr. King served as an Adjunct Professor in the Research, Writing and Appellate Advocacy Program at Emory University School of Law from 1993-94. He is also conversationally fluent in the French and German languages.

**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 (LL.M).

**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.