



The
Legal Aid Society
of Cleveland
Since 1905



Volunteer Lawyers Program
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2013 National Celebrate *Pro Bono* Immigration Continuing Legal Education Seminar

“JUVENILES IN IMMIGRATION PROCEEDINGS”

Sponsored by

The Legal Aid Society of Cleveland and the C. Lyonel Jones Pro Bono Immigration Committee

TOPIC: Juveniles in Immigration Proceedings

WHEN: Friday, October 11, 2013

TIME: 1:00pm - 4:15pm (Registration begins at 12:30)

CLE: 3 hours of CLE Credit (pending)

LOCATION: Cleveland Federal Building
801 W. Superior Avenue
Conference Room, 7th Floor
Cleveland, OH 44113

CONTENT:

Representing juveniles in Immigration Court present complex and varied issues. This seminar will provide an update as to the current activity at the Cleveland Immigration Court and will address how to handle a Special Immigrant Juvenile case. An expert panel will provide insight into handling such cases and provide practice pointers for attorneys. Judge Alison Brown will discuss juvenile cases from the perspective of the Immigration Court.

Presenters :

Alison Brown, Immigration Judge, Cleveland Immigration Court, EOIR
Michael Tripi, ICE Assistant Chief Counsel, Department of Homeland Security
Stacy Cozart, Partner, Sharon & Kalnoki LLC & Co-Chair of the C. Lyonel Jones Pro Bono Committee
Lauren Gilbride, Supervising Attorney, Volunteer Lawyers Program, The Legal Aid Society of Cleveland
Jennifer (“Jenna”) Peyton, Jennifer I. Peyton, Attorney at Law, LLC & Co-Chair of the C. Lyonel Jones Pro Bono Committee
Sala Gembala, Attorney, Catholic Charities of Ohio
Jessica Ramos, Attorney, ABLE
Angela Lloyd, Executive Director, The Ohio Legal Assistance Foundation
Magistrate Eleanore Hilow-Cuyahoga County Juvenile Court



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AGENDA

- I. Registration and Welcome: 12:30 – 1:00 pm
- II. Introduction to the Issues and Problems regarding providing representation in an Immigrant Juvenile case
Stacy Cozart & Jenna Peyton 1:00 – 1:15 pm **.25 hours**
- III. Video provided by the EOIR shown to children at the start of the Juvenile Docket
Judge Alison Brown 1:15 - 1:30 pm **.25 hours**
- IV. Benefits and Risks to Applying For Relief for Juveniles and Who Should Apply?
A. Ethical Concerns
B. Talking to the Child and Family
C. Considerations regarding applying
Jessica Ramos
Angela Lloyd 1:30 – 2:00 pm **.5 hours**
- Break - 2:00 – 2:15 pm**
- V. Panel Presentation: What is the Application Process For Special Immigrant Juveniles in Proceedings?
A. The Immigration Court and Staying the Removal Process (Judge Brown)
i. The Role of the Immigration Judge
ii. Pleading to the Notice to Appear (NTA)
iii. The Master Calendar Hearing
B. The SIJS Process in Juvenile Court (Angela Lloyd and Juvenile Judge)
i. Legal Custody versus Dependency
ii. Private versus State Filing
iii. Finding of Dependency where one parent resides in the US
iv. Juvenile Court Process
Complaint
GAL Appointment
Hearing(s)
Adjudication
C. Adjustment Through USCIS (Jessica Ramos and Sala Gembala)
i. Submission of the I-360 and I-485
ii. The adjustment interview
2:15 – 3:15 pm **1 hour**

- VI. Panel Presentation: What is the Process for Asylum for Juveniles in Proceedings?
- A. What is an Unaccompanied Alien Child? What are the special rules for the Processing of Asylum Applications for Juveniles? DHS' Engagement and Release to Sponsor. (Michael Tripi)
 - B. The Immigration Court and Staying the Removal Process (Judge Brown)
 - i. The Role of the Immigration Judge
 - ii. Pleading to the Notice to Appear (NTA)
 - iii. The Master Calendar Hearing
 - C. Applications for Relief before the Immigration Court (Michael Tripi and Jennifer Peyton)
 - i. The I-589 application
 - ii. DACA
 - iii. Adjustment based upon Special Juvenile Immigrant
- 3:15 – 4:00 pm **.75 hours**
- VII. Summary with Question & Answer period with full panel
- 4:00 - 4:15 pm **.25 hours**



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PRESENTERS

Judge Alison M. Brown, Immigration Judge, Cleveland Immigration Court, received a bachelor of arts degree in 1990 from University of North Carolina at Greensboro and a juris doctorate degree in 1995 from University of North Carolina at Chapel Hill. From 2008 to April 2010, Judge Brown worked as a private attorney for the Peck Law Firm in Omaha, Neb. From 2001 to 2008, she was a regional attorney for Justice for Our Neighbors, also in Omaha. From 1999 to 2001, Judge Brown was an attorney for the American Bar Association, Center for Immigration Law and Representation, in Washington, D.C. From 1996 to 1999, she was an attorney for the Northern Carolina Immigrants Legal Assistance Project in Raleigh, N.C. Judge Brown is a member of the Maryland State Bar, Nebraska State Bar and North Carolina State Bar.

Michael Tripi is an Assistant Chief Counsel with the Cleveland Office of Chief Counsel, Immigration and Customs Enforcement. He currently the Point of Contact for Juvenile immigration matters in Ohio. He is a graduate of Cleveland-Marshall School of Law.

Stacy Cozart has focused her practice on business and family-based immigration since 2000. She is one of the foremost attorneys in the field of employment-based permanent residency, assisting clients seeking visas based upon Labor Certification Applications (PERM), extraordinary ability, designation as outstanding professors and researchers, and work in the national interest. Ms. Cozart has worked on J-1 waivers on behalf of interested government agencies such as the National Institutes of Health and Conrad State 30 programs, and she has extensive experience in assisting clients seeking J-1 waivers based upon hardship. Her experience extends to family-based green cards based on marriage, familial relationship and VAWA. *Ohio Super Lawyers* magazine has named Ms. Cozart a “Rising Star” annually since 2006 and she has a “Superb 10.0” rating from Avvo. She has coordinated and presented numerous immigration seminars and is very active in leadership positions with the American Immigration Lawyers Association and the Legal Aid Society. Ms. Cozart also serves as a mentor for the Supreme Court of Ohio.

Jennifer Peyton moved to Cleveland, Ohio, fell in love with the city, and started at the Case Western Reserve University School of Law. She graduated in 1998, passed the Ohio State Bar and was sworn in to practice law on November 9, 1998. In May 2003, Jenna opened her own law firm, now located at 2012 West 25th Street, Suite 407, Cleveland, Ohio 44113. Jenna happily practices immigration, naturalization, criminal, domestic and general law for her varied clientele. In 2006, she was appointed Adjunct Professor of Law at Case Western Reserve University, where she teaches the Immigration Law Practicum I and II. In 2013, she was appointed Clinical Adjunct Professor of Law at Cleveland-Marshall School of Law. Her excellence in teaching was recognized in April 2013, when she was awarded the Judge Richard M. Markus Prize for Excellence in Teaching. Jenna is a member of AILA (American Immigration Lawyers Association), and has practiced before the Executive Office of Immigration Review, Board of Immigration Appeals, Northern District of Ohio (Eastern Division), Sixth

Circuit, Eighth District Court of Appeals, and Cuyahoga Court of Common Pleas (Domestic Relations, Criminal Division and Civil Division), as well as Cleveland Municipal Court and other courts in Ohio. In 2006, she was awarded the Volunteer Lawyers Program - Outstanding Pro Bono Service Award from the Cleveland Legal Aid Society. The Domestic Violence Center awarded her the "Break the Silence" award in 2007. She is President of the Board of Directors of the Cleveland Mediation Center, and heavily involved with the C. Lyonel Jones Pro Bono Committee of the Cleveland Legal Aid Society. She is also a member of Messiah Lutheran Church in Fairview Park, Ohio, and a member of the school board of Messiah as well.

Sala R. Gembala joined Catholic Charities in November to assist in developing the immigration legal services program. She has been a practicing attorney for over six years in the non-profit sector, including her most recent work with Advocates for Basic Legal Equality, Inc. in Toledo, OH. There, she provided immigration services to large numbers of clients with a variety of different issues.

Jessica A. Ramos is an attorney with Advocates for Basic Legal Equality (ABLE), a non-profit law firm in Dayton, Ohio. She is an alumna of the Ohio State University with a bachelor's degree in Spanish and a master's degree in Hispanic Linguistics, and she is a graduate of the University of Toledo, College of Law. Jessica started with ABLE in 2007 and has spent time doing outreach at the migrant farmworker labor camps and to the immigrant community. The majority of her cases deal with immigration and civil rights issues, including assisting clients applying for asylum, domestic violence survivors, and immigrant detainees. She was also very actively involved in the development of the "Welcome Dayton Plan," which was drafted by community members and adopted by the Dayton City Commission and was designed to make Dayton an immigrant-friendly city. This progressive initiative seeks to support immigrant access to services, integration into the community, and job development and entrepreneurship and has garnered national and international attention.

Angela Lloyd is currently the Executive Director of the Ohio Legal Assistance Foundation. From 2003 to 2010, she represented low-income, including undocumented, children through her work with the Moritz College of Law Justice for Children Project. Prior to 2003, Ms. Lloyd represented undocumented children through her work with Covenant House in New York and New Jersey.