

## **Preparing to be an Emergency Responder to ICE Enforcement Actions**

**San Francisco, Live Webcast and [www.pli.edu](http://www.pli.edu),\* April 5, 2019**

**Full scholarships and discounts** to attend PLI programs are widely available to attorneys working in nonprofit/legal services organizations; pro bono attorneys; government attorneys; judges and judicial law clerks; law professors and law students; senior attorneys (age 65 and over); law librarians and paralegals who work for nonprofit/legal services organizations; unemployed attorneys; and others with financial hardships. **We encourage all eligible attendees to complete and submit a [PLI Scholarship Application](#)**

### **Why You Should Attend**

U.S. Immigration and Customs Enforcement (ICE) has broad authority and discretion in respect to how it enforces immigration laws within the constraints of federal law and the Constitution. Under the current administration, ICE has been authorized to remove more categories of immigrants in the United States than before and to more frequently use summary removal procedures that may bypass counsel and the due process protections afforded by removal hearings.

In response to these challenges, legal service providers and community based organizations have come together in Northern California to form rapid response networks to provide emergency legal services and ensure due process to individuals arrested by ICE.

The first part of this training is designed to provide immigration attorneys with the knowledge and tools to defend against the most common removal procedures used by ICE. The training will focus on the immediate legal actions that attorneys may need to take on the day or in the days after someone is arrested and detained.

The second part of the training will provide an overview of the various models in Northern California and components of rapid response work. This includes linking rapid response and detained

representation, responding to large scale enforcement, and developing a data collection strategy. The training will also focus on how attorneys and community members can work together to protect immigrant communities.

### **What You Will Learn**

- Legal analysis, practical tips, and tools for immigration attorneys to quickly assess, advise, and defend clients against ICE enforcement actions.
- Different models for attorney coordination and rapid response in Northern California.
- How to work with community-based organizations when responding to ICE enforcement.

### **Who Should Attend**

Immigration attorneys interested in assisting immigrant clients who are subject to ICE enforcement actions, and/or attorneys who are interested in setting up rapid response networks in their region. Participants are expected to have a basic knowledge of immigration law.

## **AGENDA**

Morning Session:

8:30 Networking Breakfast

9:00

### **Opening Remarks**

*Hamid Yazdan Panah, Avantika Shastri*

9:10

### **Overview of Rapid Response Networks in Northern California and Legal Analysis of Defending Against Different Kinds of Removal Procedures – Demonstration of Rapid Response Advocacy**

- **Overview of the Rapid Response Networks in Northern California**
  - San Francisco Rapid Response Network
  - Northern California Rapid Response and Immigrant Defense Network
- **Legal Analysis for Defending Against Different Kinds of Removal Procedures**
  - Review of the four most common types of removal procedures used in Northern California: Removal hearings under INA § 240, Reinstatement of removal under INA § 241(a)(5), Administrative removal under INA § 238(b), and Executing unexecuted removal orders
  - Analysis for how to identify each type of case, the legal authority for each procedure, the practical process applied in each procedure, and the legal options to defend against each procedure
- **Demonstration of a Rapid Response Intake, Advisal and Advocacy**
  - Demonstration of how to conduct an intake, provide the most important advisals to a detainee, and advocate before ICE
  - Practical tips for quickly and efficiently interviewing detainees, assessing your client's case, representing your client before ICE, and managing expectations

*Milli E. Atkinson, Kathleen A. Kavanagh, Hamid Yazdan Panah, Avantika Shastri, Kelly Engel Wells*

10:30 Networking Break

10:45

### **Case Examples of Rapid Response Actions for Attorneys**

- Case examples and practical tips for the four most common removal procedures
- Discussion comparing the examples and responses

***Milli E. Atkinson, Kathleen A. Kavanagh, Avantika Shastri,  
Matthew G. Weisner, Kelly Engel Wells***

11:45 Networking Break

12:00

**Specific Challenges Faced by Attorneys When Doing Rapid Response Work**

- How to represent a detainee without direct access to the detainee
- Assisting detainees with mental health issues
- Addressing civil rights violations during the course of arrest
- How to address transfers of detainees out of jurisdiction
- Planning for mass enforcement and multiple arrests
- Confidentiality responsibilities for attorneys

***Milli E. Atkinson, Hamid Yazdan Panah, Avantika Shastri, Kelly Engel Wells, Evelyn A. Wiese***

1:00 Lunch

Afternoon Session:

2:00

**Regional Rapid Response – Different Points of Intervention and Connections to Detained Representation**

- **Regional Rapid Response**
  - Focusing on ICE Processing Centers
  - Following up at Detention Facilities
  - Responding to changing ICE tactics and enforcement trends
- **Different Points of Intervention**
  - Working with Public Defenders for individuals in criminal custody
  - Ensuring access to clients in processing centers
  - Limited scope representation
  - Following up in detention
- **Connection to Detained Work**
  - Capacity building
  - Intake and referral
  - Data collection

***Kathleen A. Kavanagh, Mario Castillo Martínez, Hamid Yazdan Panah***

3:15 Networking Break

3:30

## **Working with Local Rapid Response Networks – Different Models and Working with Partners**

- **Different Models**
  - Roles and responsibilities
  - Issues of confidentiality and privilege
  - Long term representation and referrals
- **Working Together**
  - Building trust and working with the community
  - Verification
  - Media
- **Mass Enforcement and Other Crises**
  - February raids case study

***Marisela Esparza, Hamid Yazdan Panah***

5:00 Adjourn

**Faculty:**

**Co-Chairs:**

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**Senior Pro Bono Program Attorney: Christina Thompson**