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Headlines:

USCIS Denies Pending Advance Parole Applications for H-1B, L Applicants Traveling Outside the United States – Immigration lawyers are advising their H-1B and L clients to avoid traveling internationally while their advance parole applications are pending.

U.S. Nonimmigrant Visa Operations Suspended/Reduced in Russia – The U.S. embassy in Russia has announced that all nonimmigrant visa operations across Russia were suspended as of August 23, 2017, and will resume on a "greatly reduced scale."

President Trump Pardons Controversial Former Arizona Sheriff Joe Arpaio – President Donald Trump announced that he has pardoned controversial former Maricopa County, Arizona, sheriff Joseph Arpaio. Reaction was swift and widespread.

USCIS To Expand In-Person Interview Requirements for Certain Permanent Residence Applicants – USCIS announced that effective October 1, 2017, it will begin expanding in-person interviews for certain immigration benefit applicants.

ICE Seeks Private Help in Gathering Data on 500,000 Undocumented Immigrants Per Month – The draft Statement of Work says a contractor is sought that will track daily address changes and credit activities of targeted persons (e.g., new aliases, new addresses, new jail bookings, insurance claims, date-of-birth changes, Social Security numbers) using information available from open sources and commercial data sources.

USCIS Alerts Hurricane Harvey Survivors to Available Immigration Services – USCIS said that those making a request should "explain how the impact of Hurricane Harvey created a need for the requested relief."

GSA Announces New Lease Agreement for USCIS Headquarters in Camp Springs, Maryland – Under the new lease agreement, USCIS will consolidate its headquarters from five leased locations and one federal asset to one facility.

Juan Osuna, Former EOIR Director, Dies – Juan P. Osuna, who was Director of the Executive Office for Immigration Review until his resignation in May 2017, died suddenly on August 15, 2017, at the age of 54.

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USCIS Denies Pending Advance Parole Applications for H-1B, L Applicants Traveling Outside the United States

According to reports, U.S. Citizenship and Immigration Services (USCIS) has been denying pending advance parole applications for abandonment when applicants travel outside the United States in H-1B or L status. The reason the agency gives is that the instructions to the Form I-131, Application for Travel Document, state that if the applicant leaves the United States before the advance parole document is issued, his or her application for an advance parole document will be considered abandoned. This is despite the fact that for the past 15 years, USCIS reportedly has approved such applications for such individuals traveling abroad with a valid advance parole document or a valid H-1B or L visa while their adjustment of status applications are pending.

Immigration lawyers are advising their H-1B and L clients to avoid traveling internationally while their advance parole applications are pending.

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U.S. Nonimmigrant Visa Operations Suspended/Reduced in Russia

As a result of the Russian government's personnel cap imposed on the U.S. Mission, the U.S. embassy in Russia has announced that all nonimmigrant visa (NIV) operations across Russia were suspended as of August 23, 2017, and will resume on a "greatly reduced scale."

Beginning September 1, NIV interviews will be conducted only at the U.S. embassy in Moscow. NIV interviews at the U.S. consulates in St. Petersburg, Yekaterinburg, and Vladivostok are suspended until further notice. As of August 21, the U.S. Mission began canceling current NIV appointments countrywide. The embassy said that NIV applicants who have their interviews canceled should call the number below to reschedule their interviews at the U.S. embassy in Moscow for a later date. NIV applicants originally scheduled for an interview at the U.S. consulates in St. Petersburg, Yekaterinburg, and Vladivostok should call the number below if they wish to reschedule their interviews at the U.S. embassy in Moscow.

The staffing changes will also affect the scheduling of some immigrant visa applicants, the embassy said. Affected applicants will be contacted if there is a change in the time and date of their interviews.

For rescheduling of nonimmigrant visa interviews and other questions, call: +7 (495) 745 3388 or 8 800 100 2554 (ITFN).

The U.S. embassy in Moscow and three consulates will continue to provide emergency and routine services to U.S. citizens, although hours may change. (For U.S. citizen services hours, check the U.S. Mission to Russia website at <https://ru.usembassy.gov/u-s-citizen-services/acs-hours/>.)

Also, the U.S. embassy in Moscow and the U.S. consulate in St. Petersburg will no longer accept new visa applications for residents of Belarus. NIV appointments for Belarussian applicants who have already paid the application fee will be rescheduled. The embassy encourages residents of Belarus to schedule NIV appointments at the U.S. embassies in Warsaw, Kyiv, or Vilnius.

The announcement, which includes questions and answers, is at <https://ru.usembassy.gov/fact-sheet/>.

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President Trump Pardons Controversial Former Arizona Sheriff Joe Arpaio

President Donald Trump announced on August 25, 2017, that he has pardoned controversial former Maricopa County, Arizona, sheriff Joseph Arpaio. President Trump released a statement noting, among other things, that throughout his time as sheriff, Mr. Arpaio "continued his life's work of protecting the public from the scourges of crime and illegal immigration." The statement, noting that Mr. Arpaio had provided more than 50 years "of admirable service to our Nation," said he is a "worthy candidate for a Presidential pardon."

Mr. Arpaio, who had been sheriff of Maricopa County for 24 years, was convicted in July of criminal contempt for violating a court order to stop detaining people unconstitutionally without charges based on Latino ethnicity and a belief that they were in the United States illegally. Mr. Arpaio had vowed to continue detaining people, making various statements over the years that drew publicity along with his actions, such as that he would not "back down" and would "never give in to control by the federal government." He detained hundreds of undocumented immigrants in a jail he called a "concentration camp" and forced them to wear pink underwear.

Reaction was swift and widespread. Sen. John McCain (R-Ariz.) tweeted that "POTUS's pardon of Joe Arpaio, who illegally profiled Latinos, undermines his claim for the respect of rule of law." A spokesperson for Paul Ryan (R-Wis.), Speaker of the House of Representatives, said that Rep. Ryan "does not agree with this decision. Law enforcement officials have a special responsibility to respect the rights of everyone in the United States. We should not allow anyone to believe that responsibility is diminished by this pardon." House Minority Leader Nancy Pelosi (D-Cal.) said Democrats are "sick to our stomach." Phoenix mayor and Democrat Greg Stanton said, "Pardoning Joe Arpaio is a slap in the face to the people of Maricopa County, especially the Latino community and those he victimized as he systematically and illegally violated their civil rights."

Mr. Arpaio said he was grateful to President Trump, tweeting his thanks to the President "for seeing my conviction for what it is: a political witch hunt by holdovers in the Obama justice department!"

A copy of the pardon is at <http://bit.ly/2wdYkst>.

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USCIS To Expand In-Person Interview Requirements for Certain Permanent Residence Applicants

U.S. Citizenship and Immigration Services (USCIS) announced that effective October 1, 2017, it will begin expanding in-person interviews for certain green card applicants. USCIS said this change complies with Executive Order 13780, "Protecting the Nation From Foreign Terrorist Entry Into the United States," and "is part of the agency's comprehensive strategy to further improve the detection and prevention of fraud and further enhance the integrity of the immigration system."

Effective October 1, USCIS will begin to phase in interviews for:

- Adjustment of status applications based on employment (Form I-485, Application to Register Permanent Residence or Adjust Status); and
- Refugee/asylee relative petitions (Form I-730, Refugee/Asylee Relative Petition) for beneficiaries who are in the United States and are petitioning to join a principal asylee/refugee applicant.

Previously, applicants in these categories did not require an in-person interview with USCIS officers for their applications for permanent residence to be adjudicated. This policy change

appears to be part of the Trump administration's "extreme vetting" plan, referenced in the President's executive order instituting the travel ban (Executive Order Protecting the Nation from Foreign Terrorist Entry into the United States, issued in January and revised in March). The revised order requires the "development of a uniform baseline for screening and vetting standards and procedures, such as in-person interviews." According to attorneys, the result will likely be more than 100,000 more USCIS in-person interviews per year, which is expected to lengthen wait times for permanent residence applications.

Beyond the immediately affected categories, USCIS said it is planning an incremental expansion of interviews to other benefit types.

USCIS said that conducting in-person interviews will provide USCIS officers with "the opportunity to verify the information provided in an individual's application, to discover new information that may be relevant to the adjudication process, and to determine the credibility of the individual seeking permanent residence in the United States." USCIS said it will meet the additional interview requirement through enhancements in training and technology as well as transitions in some aspects of case management.

The USCIS notice is at <https://www.uscis.gov/news/news-releases/uscis-to-expand-in-person-interview-requirements-for-certain-permanent-residency-applicants>.

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ICE Seeks Private Help in Gathering Data on 500,000 Undocumented Immigrants Per Month

U.S. Immigration and Customs Enforcement (ICE)'s Enforcement and Removal Operations (ERO) Targeting Operations Division (TOD) is seeking commercial subscription data services to conduct customized analysis, screening, and monitoring of Department of Homeland Security (DHS) priority criminal alien information. According to a recent notice, the TOD will provide targeting information for the provider to set up in a continuous monitoring and alert system to track 500,000 identities per month for specified new data, arrests, and activities.

According to the notice's draft Statement of Work (SOW), the continuous monitoring and alert system must be able to securely process and return information and addresses using the following types of specified data: FBI numbers; state identification numbers; real-time jail booking data; credit history; insurance claims; phone number account information; wireless phone accounts; wire transfer data; driver's license information; vehicle registration information; property information; payday loan information; public court records; incarceration data; employment address data; Individual Taxpayer Identification Number (ITIN) data; and employer records.

The draft SOW states that the contractor will track daily address changes and credit activities of targeted persons (e.g., new aliases, new addresses, new jail bookings, insurance claims, date-of-birth changes, and Social Security numbers) using information available from open sources and commercial data sources.

The contractor will securely return to ICE any information that identifies the possible location of the target and changes in the target's identifiers.

The notice is at

https://www.fbo.gov/index?s=opportunity&mode=form&id=810708b3d86d8cb49520279f2ff3ee9f&tab=core&_cview=0. The draft SOW is at

https://www.fbo.gov/index?s=opportunity&mode=form&id=810708b3d86d8cb49520279f2ff3ee9f&tab=core&_cview=0. A related Request for Information is at

https://www.fbo.gov/index?s=opportunity&mode=form&id=810708b3d86d8cb49520279f2ff3ee9f&tab=core&_cview=0.

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USCIS Alerts Hurricane Harvey Survivors to Available Immigration Services

USCIS recently issued an alert listing immigration services "that may help people affected by unforeseen circumstances, including disasters such as Hurricane Harvey." USCIS said that those making a request should "explain how the impact of Hurricane Harvey created a need for the requested relief." The alert states that the following measures may be available on a case-by-case basis upon request:

- Changing a nonimmigrant status or extending a nonimmigrant stay for an individual currently in the United States. Failure to apply for the extension or change before expiration of the authorized period of admission may be excused if the delay was due to extraordinary circumstances beyond the person's control;
- Re-parole of individuals previously granted parole by USCIS;
- Expedited processing of advance parole requests;
- Expedited adjudication of requests for off-campus employment authorization for F-1 students experiencing severe economic hardship;
- Expedited adjudication of employment authorization applications, where appropriate;
- Consideration of fee waivers due to an inability to pay;
- Assistance for those who received a Request for Evidence or a Notice of Intent to Deny but were unable to submit evidence or otherwise respond in a timely manner;
- Assistance if the individual was unable to appear for a scheduled interview with USCIS;
- Expedited replacement of lost or damaged immigration or travel documents issued by USCIS, such as a Permanent Resident Card (Green Card); and
- Rescheduling a biometrics appointment.

The USCIS alert is at <https://www.uscis.gov/news/alerts/uscis-alerts-those-affected-hurricane-harvey-available-immigration-services>.

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GSA Announces New Lease Agreement for USCIS Headquarters in Camp Springs, Maryland

The General Services Administration has announced a new lease agreement to consolidate U.S. Citizenship and Immigration Services (USCIS) headquarters.

Under the new lease agreement, USCIS will consolidate its headquarters from five leased locations and one federal asset to one facility. The new headquarters will occupy 574,767 rentable square feet at One Town Center, One Capital Gateway Drive, Camp Springs, MD 20746 for a term of 15 years.

The notice is at <https://www.uscis.gov/news/news-releases/gsa-announces-new-lease-agreement-us-citizenship-and-immigration-services-camp-springs-md>.

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Juan Osuna, Former EOIR Director, Dies

Juan P. Osuna, who was Director of the Executive Office for Immigration Review until his resignation in May 2017, died suddenly on August 15, 2017, at the age of 54. He had also served as chair of the Board of Immigration Appeals and adjunct professor at George Mason School of Law and Georgetown Law School. Other positions included Deputy Assistant Attorney

General for the Department of Justice's Civil Division and Associate Deputy Attorney General with responsibility for the Department's immigration portfolio. He was a graduate of George Washington University and American University Washington College of Law. He also was editor of Interpreter Releases.

An obituary is at <http://bit.ly/2vrbD7D>. A tribute by Paul Schmidt, retired U.S. Immigration Judge and former chairman of the Board of Immigration Appeals, is at <http://bit.ly/2vGaKe8>. A tribute by Stephen Yale-Loehr, co-author of *Immigration Law and Procedure*, professor at Cornell Law School, and attorney, is at <http://aila.org/about/announcements/in-memoriam/juan-osuna-a-life-well-lived-but-cut-too-short>.

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New Publications and Items of Interest

U.S. Citizenship and Immigration Services sent out a notice on August 31, 2017, reminding federal contractors and subcontractors of a Department of Homeland Security notice summarizing E-Verify requirements at https://www.fbo.gov/index?s=opportunity&mode=form&id=cc8207667507dd736da0e27747d4ea1e&tab=core&_cview=0.

Advisories and tips:

- [Immigration Court Practitioner's Guide to Responding to Inappropriate Immigration Judge Conduct](#), by Catholic Legal Immigration Network, provides practitioners with information about the range of options available when inappropriate immigration judge conduct occurs, including how to file an administrative complaint with the Department of Justice's Executive Office for Immigration Review.
- [Travel ban FAQ](#), by David Isaacson of Cyrus D. Mehta & Partners PLLC, updated July 19, 2017, at <http://cyrusmehta.com/blog/2017/07/19/travel-ban-faqs-updated-07192017/>.
- [Community Advisory: Social Media, Criminalization, and Immigration](#) has been published by the National Lawyers Guild's National Immigration Project. This advisory summarizes ways in which immigration agents may use social media against those in removal proceedings or involved in criminal cases. The advisory is at https://www.nationalimmigrationproject.org/PDFs/community/2017_03Apr_comm-adv-social.pdf.
- [How to safeguard your data from searches at the border](#) is the topic of several recent articles and blogs. See, for example, <https://www.nytimes.com/2017/03/21/technology/personaltech/crossing-the-border-heres-how-to-safeguard-your-data-from-searches.html> and <https://www.aclu.org/blog/free-future/can-border-agents-search-your-electronic-devices-its-complicated>.
- [Airport Lawyer](#) is a free Web app that is intended to help ensure that travelers are treated fairly at airports. Arrivals information can be securely passed along to large groups of volunteer attorneys who have been organized to monitor arrivals. See <https://www.airportlawyer.org/>.
- [Listings and links to cases challenging executive orders](#), and related available pleadings, are available at <https://lawfareblog.com/litigation-documents-resources-related-trump-executive-order-immigration>.

The [latest E-Verify webinar schedule](#) from USCIS is available at <http://www.uscis.gov/e-verify/e-verify-webinars/take-free-webinar>.

The [latest edition of the *Global Business Immigration Practice Guide*](#) has been released by LexisNexis. Dozens of members of the Alliance of Business Immigration Lawyers (ABIL) co-

authored and edited the guide, which is a one-stop resource for dealing with questions related to business immigration issues in 30 immigration hotspots around the world.

The latest edition adds chapters on Malta and Romania. Other chapters cover Australia, Belgium, Brazil, Canada, China, Costa Rica, the European Union, France, Germany, Ghana, Hong Kong, India, Ireland, Israel, Italy, Japan, Mexico, the Netherlands, Nigeria, Peru, Russia, Singapore, South Africa, Spain, Switzerland, Turkey, the United Kingdom, and the United States.

Latchi Delchev, a global mobility and immigration specialist for Boeing, called the guide "first-rate" and said the key strong point of the book is its "outstanding usability." She said she highly recommends the book and notes that it "is helpful even to seasoned professionals, as it provides a level of detail which is not easily gained from daily case management."

Mireya Serra-Janer, head of European immigration for a multinational IT company, says she particularly likes "the fact that the [guide] focuses not just on each country's immigration law itself but also addresses related matters such as tax and social security issues." She noted that the India chapter "is particularly good. The immigration regulations in India have always been hard to understand. Having a clear explanation of the rules there helps us sort out many mobility challenges."

Charles Gould, Director-General of the International Co-operative Alliance, said the guide is "an invaluable resource for both legal practitioners and business professionals. The country-specific chapters are comprehensive and answer the vast majority of questions that arise in immigration practice. Its clear and easy-to-follow structure and format make it the one volume to keep close at hand."

This comprehensive guide is for:

- Human resources professionals and in-house attorneys who need to instruct, understand, and liaise with immigration lawyers licensed in other countries;
- Business immigration attorneys who regularly work with multinational corporations and their employees and HR professionals; and
- Attorneys interested in expanding their practice to include global business immigration services.

This publication provides:

- An overview of the immigration law requirements and procedures for over 20 countries;
- Practical information and tips for obtaining visas, work permits, resident status, naturalization, and other nonimmigrant and immigrant pathways to conducting business, investing, and working in those countries;
- A general overview of the appropriate options for a particular employee; and
- Information on how an employee can obtain and maintain authorization to work in a target country.

Each chapter follows a similar format, making it easy to compare practices and procedures from country to country. Useful links to additional resources and forms are included. Collected in this Practice Guide, the expertise of ABIL's attorney members across the globe will serve as an ideal starting point in your research into global business immigration issues.

An excerpt of the book is on the ABIL website at http://www.abil.com/global_practice_guide.cfm.

Contact your Lexis/Nexis sales representative; call 1-800-833-9844 (United States), 1-518-487-3385 (international); fax 1-518-487-3584.

ABIL on Twitter. The Alliance of Business Immigration Lawyers is on Twitter: @ABILImmigration. Recent ABIL member blogs are at <http://www.abilblog.com/>.

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ABIL Member/Firm News

Klasko Immigration Law Partners, LLP was recognized in the Philadelphia Business Journal's annual list of Best Places to Work for the second consecutive year, published on August 11, 2017. See <http://www.klaskolaw.com/news/client-alert-klasko-immigration-law-partners-named-a-2017-best-place-to-work/>.

Klasko partners **H. Ronald Klasko** (bio: <http://www.abil.com/lawyers/lawyers-klasko.cfm>), **Daniel B. Lundy** and **Anu Nair** participated in the 2017 San Francisco EB-5 & Investment Immigration Convention July 27-28, 2017. The convention was hosted by *EB5 Investors Magazine*. Mr. Klasko moderated a panel focused on the representation of investors in failed and fraudulent EB-5 projects. Mr. Lundy presented a seminar on ways to avoid selecting bad EB-5 projects, monitoring projects to ensure they are on track, and ways to deal with the immigration consequences of a troubled project and preserve the immigration benefits of the investment. Ms. Nair moderated a panel, "India: EB-5's New Frontier." As visa wait times for Chinese nationals have resulted in a slowdown of investors from China, developers and regional centers are turning to India as the new source for EB-5 investors. Using her experience as counsel for over a hundred Indian investors and her own background as an Indian-American, Ms. Nair discussed how to best represent Indian investors throughout the EB-5 process. For more information, see <http://www.eb5investors.com/conferences/2017-san-francisco-eb5-investment-immigration-convention>.

Cyrus Mehta (bio: <http://www.abil.com/lawyers/lawyers-mehta.cfm>) has published several new blog entries. "Immigration and Nationality Act Trumps America First" is at <http://blog.cyrusmehta.com/2017/09/immigration-and-nationality-act-trumps-america-first.html>. "RAISE Act Will Hurt Immigrants, Americans and America" is at <http://blog.cyrusmehta.com/2017/08/raise-act-will-harm-immigrants-americans-and-america.html>.

David Isaacson, of **Cyrus D. Mehta and Associates, PLLC**, has published a new blog entry. "Watson v. United States: The Second Circuit Tells U.S. Citizens Improperly Detained by ICE to File Their Claims for Damages While Their Immigration Court Case is Ongoing" is at <http://bit.ly/2gDO60J>.

Cora-Ann Pestaina, of **Cyrus D. Mehta and Associates, PLLC**, has published a new blog entry. "How Binding Are DOL FAQs?" is at <http://blog.cyrusmehta.com/2017/08/how-binding-is-a-dol-faq.html>.

Angelo Paparelli (bio: <http://www.abil.com/lawyers/lawyers-paparelli.cfm>) and **Stephen Yale-Loehr** (bio: <http://www.abil.com/lawyers/lawyers-loehr.cfm?c=US>) will present "Immigration Law and Policy: What's Changed, What Hasn't, and What Might in the Trump Administration," a Cornell Law School Alumni Association CLE program and reception to be held Wednesday, September 27, 2017, from 6 to 8:30 p.m. at Littler Mendelson P.C. in Los Angeles, California. Cost is \$20. Reception includes hors d'oeuvres, beer, and wine. For more information or to register, call 607-255-5251 by September 20 or register online at <http://www.lawschool.cornell.edu/news-center/events.cfm?id=106201>.

Julie Pearl (panelist) (bio: <http://www.abil.com/lawyers/lawyers-pearl.cfm>) and **Mr. Yale-Loehr** (moderator) will present "Immigration and the Tech Sector: What's Changed, What Hasn't, and What Might in the Trump Administration," a Cornell Law School Legal Information Institute 25th Anniversary Program & Reception to be held Tuesday, September 26, 2017, from 6 to 8:30 p.m. at Morrison & Foerster, LLP, in Palo Alto, California. Cost is \$20. Reception includes hors

d'oeuvres, beer, wine, and soda. For more information or to register, call 607-255-5251 by September 19 or register online at <http://www.lawschool.cornell.edu/news-center/events.cfm?id=106206>.

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Government Agency Links

Follow these links to access current processing times of the USCIS Service Centers and the Department of Labor, or the Department of State's latest Visa Bulletin with the most recent cut-off dates for visa numbers:

USCIS Service Center processing times online:
<https://egov.uscis.gov/cris/processTimesDisplay.do>

Department of Labor processing times and information on backlogs:
<http://www.foreignlaborcert.doleta.gov/times.cfm>

Department of State Visa Bulletin: http://travel.state.gov/visa/bulletin/bulletin_1360.html

Visa application wait times for any post: http://travel.state.gov/visa/temp/wait/wait_4638.html

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About ABIL

The Alliance of Business Immigration Lawyers (ABIL) offers a single point of contact for customer needs, news alerts, staff training, and other programs that benefit clients through the collaboration of more than 400 member lawyers and their 1,000 staff. Corporate counsel, human resource professionals, in-house immigration managers, and other corporate decision-makers turn to ABIL lawyers for outstanding legal skills and services. ABIL's work also includes advocating for enlightened immigration reform, providing speakers and media sources, presenting conferences, publishing books and articles on cutting-edge immigration topics, and sharing best practices, all with the ultimate goal of offering value-added services to business immigration clients.

The Alliance of Business Immigration Lawyers' website is at <http://www.abil.com/>. ABIL is also on Twitter: @ABILImmigration.

Disclaimer/Reminder

This email does not constitute direct legal advice and is for informational purposes only. The information provided should never replace informed counsel when specific immigration-related guidance is needed.

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