



PRESENTED BY:



**FEDERAL BAR ASSOCIATION
Chicago Chapter**

8TH ANNUAL
AWARD-WINNING CONFERENCE

PROGRAM CO-CHAIRS
MARKETA LINDT
MARGARET H. MCCORMICK

What You Should Know About **WORKPLACE ENFORCEMENT** and **IMMIGRATION**

**TUESDAY, OCTOBER 22, 2013
8:30 AM TO 5:00 PM**

SIDLEY AUSTIN LLP
ONE SOUTH DEARBORN
CHICAGO, ILLINOIS

On June 27, 2013, the Senate passed the “Border Security, Economic Opportunity, and Immigration Modernization Act,” which includes dramatic increases in monetary penalties for I-9 violations and mandatory use of E-Verify. While we are still waiting to see what will happen in the House on Comprehensive Immigration Reform in 2013, there is no question that the trend in workplace enforcement, regardless of what Congress does, is increased enforcement. In our 8th annual Federal Bar Association program dedicated to these issues, we bring speakers ranging from the private sector attorneys advising companies on compliance to the government officials in charge of enforcement. The conference will review the legislative landscape and on-going administrative immigration enforcement with analysis of some of the unintended consequences of excessive compliance. As more and more employers, both large and small, are learning the implications of an ICE audit, this program is a must for immigration and employment lawyers offering counsel on these important issues.

*The **Federal Bar Association** is dedicated to the advancement of the science of jurisprudence and to promoting the welfare, interests, education, and professional development of attorneys involved in federal law. Our members are attorneys practicing federal law in small and large law firms, corporations, and government agencies, and members of the judiciary. The FBA facilitates communication between the bar and the bench and public and private sector.*

Register online at www.fedbarchicago.org/immigration

| EVENT PRICING | FBA Member** | Non-FBA Member |
|---|---------------------|-----------------------|
| Early Registration (Until October 11, 2013, 5:00 PM CDT) | \$225 | \$300 |
| Standard Registration (After October 11, 2013, 5:00 PM CDT)* | \$275 | \$350 |

*Registration closes on October 18, 2013, 12:00 PM CDT.

**Join the Federal Bar Association today and receive the FBA Member rate. Application can be found at www.fedbar.org.

FBA Chicago will be applying for accreditation for at least 7 Illinois MCLE credit hours. Continuing legal education credits for other states must be handled by individual attendees. Space is limited and registrations will be honored on a first-come-first-serve basis. Because of building security considerations, no registrations will be accepted after October 18 at 12:00 PM CDT. Walk-in registrants will not be accepted. State-issued photo identification must be presented to building security in order to gain access to the seminar—no exceptions. Questions? Contact Ana Maria Echiburu at (312) 427-6163 or fbaimmigration@mmhpc.com.

What You should Know About WORKPLACE ENFORCEMENT and IMMIGRATION

Register online at www.fedbarchicago.org/immigration
Program Co-Chairs: Marketa Lindt & Margaret H. McCormick

PROGRAM & FACULTY

DL = Discussion Leader

8:30 – Legislative Update

Margaret H. McCormick (DL) – President, Federal Bar Association, Chicago Chapter – Minsky, McCormick & Hallagan, P.C. – Chicago, IL

David Wolfe Leopold – David Wolfe Leopold & Associates Co., LPA – Cleveland, OH

Amy Nice – Executive Director, Immigration Policy, U.S. Chamber of Commerce – Washington, D.C.

Robert Sakaniwa – Associate Director of Advocacy, American Immigration Lawyers Association (AILA) – Washington, D.C.

F. Daniel Siciliano – Professor and Faculty Director, Rock Center for Corporate Governance, Stanford Law School – Stanford, CA

9:45 – Civil and Criminal Enforcement Update

- Recent ICE enforcement activity
- Role of defense counsel in a civil I-9 audit
- Trends in criminal investigations and prosecutions
- Prosecutions for identity theft and false claims to citizenship

Marketa Lindt (DL) – Board of Directors, Federal Bar Association, Chicago Chapter – Sidley Austin LLP – Chicago, IL

Diane MacArthur – Assistant U.S. Attorney – Chicago, IL

Julie Myers Wood – Guidepost Solutions LLC – Washington, D.C. – former Asst. Secretary, U.S. Immigration and Customs Enforcement

Paul W. Virtue – Baker & McKenzie LLP – Washington, DC

10:30 – BREAK

10:45 – OCAHO Update

- Trends in recent OCAHO decisions
- OCAHO vs. ICE approaches to calculation of penalties

Eric Bord (DL) – Morgan, Lewis & Bockius LLP – Washington, D.C.

Eileen Scofield – Alston & Bird LLP – Atlanta, GA

11:15 – Conducting an Internal Investigation

- When an internal investigation is appropriate
- Scope and methodology
- Who is the client?
- Representation of company, executives, managers, and line workers
- Best practices

Richard A. Gump (DL) – Law Offices of Richard A. Gump, Jr. – Dallas, TX

Kevin Lashus – Jackson Lewis, LLP – Austin, TX

Colleen Lauerma – Sidley Austin LLP – Washington, D.C.

12:15 – LUNCH (box lunch provided)

1:00 – Re-verifying the Workforce

- I-9 Self Audit, Notice of Suspect Documents, and M&A
- Potential outcomes and best practices
- Union considerations
- Avoiding OSC liability

Montserrat Miller (DL) – Arnall Golden Gregory LLP – Washington, D.C.

Jennifer Sultan – U.S. Office of Special Counsel – Washington, D.C.

Daniel Brown – Fragomen, Del Rey, Bernsen and Loewy, LLP – Washington, D.C.

2:00 – Negotiating with ICE

- Production of documentation
- Notice of Suspect Documents
- Paperwork violations and statutory factors
- Payment plans

Sharon R. Mehlman (DL) – Larrabee Mehlman Albi Coker LLP – San Diego, CA

Joseph Yeung – U.S. Immigration and Customs Enforcement – Chicago, IL

DeAnne Hilgers – Lindquist & Vennum PLLP – Minneapolis, MN

Eileen Momblanco – Laner Muchin Dombrow Becker Levin and Tominberg, Ltd. – Chicago, IL

3:00 – BREAK

3:15 – Counseling Corporate Compliance in a Time of Legislative Change

- Considerations for corporate compliance in light of CIR
- Policy considerations for constructive knowledge situations
- Employer issues regarding DACA and CIR
- Issues relating to third-party background check vendors
- Compliance considerations for employing contract workers

Paul Zulkie (DL) – Zulkie Partners LLC – Chicago, IL

Andrea D. Kiehl – General Counsel, Diversified Maintenance Systems – Tampa, FL

Marcine A. Seid – The Law Offices of Marcine A. Seid – San Jose, CA

Margaret Stock – Cascadia Cross Border Law Group LLC – Anchorage, AK

4:15 – The Evolving Workplace: Remote Hires, Electronic I-9s, and E-Verify

- Best practices for I-9 compliance in virtual office and remote hiring models
- Benefits and risks of electronic I-9 completion and storage
- Considerations for mandatory E-Verify and increased worker protections

Bonnie Gibson (DL) – Fragomen, Del Rey, Bernsen and Loewy, LLP – Phoenix, AZ

John Fay – General Counsel, LawLogix – Phoenix, AZ

Wendy Padilla – Balch and Bingham, LLP – Birmingham, AL

Register online at www.fedbarchicago.org/immigration

QUESTIONS?

Ana Maria Echiburu at (312) 427-6163

Email: fbaimmigration@mmhpc.com

Sponsored by:

LawLogix

www.LawLogix.com