Session 1: KIND Training - The Legal Crisis Facing Unaccompanied Child Immigrants: How You Can Help
Start Date: 02/14/2020 10:15 am
End Date: 02/14/2020 11:15 am
Credit Type: General
Description: Reunification Preferences. Children who have been forcibly separated from their parent upon entry into the United States face unique challenges different than those encountered by other Unaccompanied Children (“UCs”). A forcibly separated child can elect to reunify with an ORR sponsor in the U.S., seek placement in ORR Long-Term Foster Care, reunify and jointly repatriate with their parent, or repatriate alone after their parent has been deported. KIND Child Migrant Return & Reintegration Project (CMRRP) and Central American Family Reunification and Reintegration Project. KIND’s reintegration programs seek to provide holistic support to UCs returning to geographic areas of high migration in Guatemala and Honduras, through advocacy and coordination with Legal Service Providers (“LSPs”) and other stakeholders, the U.S., Guatemalan and Honduran governments, and partnerships with local service providers. Once you have established that your client is seeking to return to their country of origin and would like to refer the case to KIND:

Faculty: Kari M. Petrasek, Petrasek Law PLLC, Mukilteo, WA
Brittney Faith, Grant, Konvalinka & Harrison, P.C.’s Immigration Practice Group, Chattanooga, TN
Fernando P. Candil, RAICES, Austin, TX

Session 2: Keeping Your Client Free: Avoiding Adult Guardianship
Start Date: 02/14/2020 10:45 am
End Date: 02/14/2020 12:15 pm
Credit Type: General
Description: This session will discuss decision supports and other tools to avoid guardianship and explore how to present a defense aimed at avoiding a guardianship, advocating for a limited guardianship or for the modification or termination of an existing guardianship. We will include how cultural differences lead to unnecessary guardianships.

Faculty: Catherine Anne Seal, Kirtland & Seal, Colorado Springs, CO
Charles P. Sabatino, ABA, Washington, D.C.

Session 3: Research in Action: Free Research and Advocacy Tips from the Law Library of Congress and ABA Grassroots Advocacy Team
Start Date: 02/14/2020 10:45 AM
End Date: 02/14/2020 12:15 PM
Credit Type: General
Description: This program is designed to provide practical guidance on how to gear your research to make the most impact and how to best communicate your research data. You will be introduced to digital tools, learn which ones to use and how to use them to get the best results. Explore how to put your research in action by learning advocacy tips that will enable you to know how to get involved. Our presenters include Ken Goldsmith and Eric Storey—members of ABA’s DC Grassroots advocacy team who will share their insights and help you discover why ABA is in the best position to lead the conversation and what data and research is valuable in Washington. Participants also will gain valuable insights from Barbara Bavis, Bibliographic and Research Instruction Librarian at the renowned Law Library of Congress, on how to use a multitude of free online resources to conduct legal and legislative research. Ms. Bavis will provide answers to your research questions, including where and how to locate federal materials using free online resources from governmental entities, such as the Law Library of Congress, the Government Publishing Office, and the Office of the Law Revision Counsel of the United States House of Representatives. You’ll learn how to use non-governmental databases like Google Scholar, Cornell Law School’s Legal Information Institute, Casetext, CourtListener, and the American Presidency Project and effectively use resources like case law, articles, executive orders, and much more. Participants will take away from this program up-to-the-minute information, highlighting both newly available resources, and identifying updates to more established resources; a complete “cheat sheet” for legal or legislative research conducted outside of the main subscription databases (Lexis, Westlaw, Bloomberg); and resources from all branches of government that are valuable in conducting legal and legislative research.

Faculty: Barbara Bavis, Law Library of Congress, Washington, D.C.
Ken Goldsmith, ABA Governmental Affairs Office, Washington, D.C.
Eric Storey, ABA Governmental Affairs Office, Washington, DC
Session 4: We Don’t Need to Carry the Work Alone: Interdisciplinary Representation
Start Date: 02/14/2020  10:45 am
End Date:  02/14/2020  12:15 pm
Credit Type: General
Description: In representing clients, lawyers may lack the requisite expertise to effectively identify and resolve some legal issues raised by a particular case. Another organized body of knowledge may be necessary. As a result, lawyers are turning to experts from other disciplines and incorporating them into their legal teams, including social workers, medical and mental health professionals, educators, and former clients or individuals with lived experience. The ABA has supported models of interdisciplinary legal representation for over a decade and encourages use of this model to serve clients in child welfare, immigration, disability, housing and death penalty cases among others. Our panel of experts will discuss various examples of how this model works in practice, including ethical considerations, and will examine the strengths they offer, the challenges they present, and lessons learned from those in the field.

Faculty: Jayesh Patel, Street Democracy, Detroit, MI
Richard LaVallo, Disability Rights Texas, Austin, TX
Randi Chavez, Texas Defender Service, Houston, TX
Rick Barinbaum, University of Michigan School of Social Work, Ann Arbor, MI
Brenda Ivelisse Pinero, ProBAR, Harlingen, TX

Session 5: The Fight to Preserve Safe Haven in the United States
Start Date: 02/14/2020  1:30 pm
End Date:  02/14/2020  3:00 pm
Credit Type: General
Description: The United States has recently retreated from its domestic and international obligations to provide safe-haven to refugees and asylum-seekers fleeing war, persecution, and civil and domestic strife. This rapid reversal has been achieved through various forms of executive action including the reversal of long-standing legal precedent at the Board of Immigration Appeals, the implementation of new bars to asylum, the slashing of refugee admissions, and the expansion of the “Remain in Mexico” program formally known as the “Migrant Protection Protocols.” The dismantling of our asylum system is especially troubling in a country that was founded on principles of religious and political freedom. In this program you will hear from national experts who will discuss how these changes have affected individuals fleeing persecution and how they have impacted core principles of due process and access to counsel. While Congress has failed to pass any related legislation, the federal courts have blocked some of the most restrictive policies, while allowing others to proceed. Our panelists will discuss challenges facing the immigration system and offer recommendations to resolve them. At the end of the day, we will be judged on how we respond to current day challenges.

Faculty: Denise Gilman, University of Texas Law School, Austin, TX
Karen Grisez, Fried, Frank, Harris, Shriver & Jacobson LLP, Washington, D.C.
Melissa Crow, Southern Poverty Law Center, Washington, D.C.
Oscar Chacón, Alianza Americas, Chicago, IL
Laura Peña, American Bar Association Commission on Immigration, Harlingen, TX
Session 6: Legally Stolen Lands: Impacts and remedies for historically disadvantaged people
Start Date: 02/14/2020  1:30 pm
End Date:  02/14/2020  3:00 pm
Credit Type: General
Description: This panel explores highly vulnerable forms of home ownership and land ownership for which the Uniform Partition of Heirs Property Act, adopted in 15 states and DC, is only a partial remedy. Members of minorities holding undivided property interests over many generations, caused in part by inability to receive estate planning, often cannot access mortgages due to state law requirements. Native peoples are subject to different requirements under tribal law or state law, as in Hawaii. Buying informally through contract for deed or lease to own is fraught with risk for low-income purchasers.

Faculty: Erica Levine Powers, Attorney at Law, Atlanta, GA
Heather Katharine Way, Univ of Texas School of Law, Austin, TX
Thomas W. Mitchell, Texas A&M Univ School of Law, Fort Worth, TX
Skipper Stipemaas, Georgia Legal Services Program, Atlanta, GA

Session 7: What do Eddie Murphy, Marilyn Monroe, and Steve Jobs Have in Common? The US Foster Care System
Start Date: 02/14/2020  1:30 pm
End Date:  02/14/2020  3:00 pm
Credit Type: General
Description: Foster Care is one of the most important and least understood legal systems in our country. By looking at how foster care affected life outcomes for each of these individuals we invite you to come learn about how this legal system works, the rights involved, and the legal objectives sought. After understanding the underlying objectives of the system we hope you will also be excited to partner with the ABA Commission on Youth at Risk in implementing the 2019 ABA Family Integrity Policy to promote access to justice for children and families in your jurisdiction and across the country.

Faculty: Prudence Beidler Carr, ABA, Washington, D.C.
Ernestine Gray, Orleans Parish Juvenile Court, New Orleans, LA
Brenda Robinson, Children’s Law Center of California, Los Angeles, CA
Michael Dsida, Massachusetts Committee for Public Counsel Services, Boston, MA
Dafna Gozani, National Center for Youth Law, Oakland, CA

Session 8: ABF Fellows CLE Research Seminar: "Speaking for the Dying: Life, Death and Law"
Start Date: 02/14/2020  2:00 pm
End Date:  02/14/2020  3:30 pm
Credit Type: General
Description: Seven in ten Americans over the age of 60 who require medical decisions in the final days of life lack capacity to make them. For many of us, the biggest life-and-death decisions—literally—of our lives or of those we love will be made by someone else. The recent publication of Speaking for the Dying: Life-and-Death Decisions in Intensive Care by ABF research professor, Susan Shapiro, coincided with the passage of a new ABA resolution that reconsiders the role of lawyers in advance care planning. This research seminar marries these empirical and policy perspectives. Drawing on more than two years of observations in two intensive care units, Shapiro describes how decision makers for patients without capacity to speak for themselves actually make life-and-death decisions on their behalf and the limited role of advance directives in this process. In addition to describing the new ABA guidance for lawyers, the panel will also provide the perspective of an ethics consultant facing these wrenching decisions on the ground, day after day.

Faculty: Jo Ann Engelhardt, Bessemer Trust, Palm Beach, FL
Susan Shapiro, American Bar Foundation, Chicago, IL
Charlie Sabatino, ABA Commission on Law and Aging, Washinton, D.C.
Virginia Brown, Dell Medical School, The University of Texas at Austin, Austin, TX
Session 9: One Person, (N)one Vote: Gerrymandering with the Help of the Disenfranchised

Start Date: 02/14/2020 3:15 pm  
End Date: 02/14/2020 4:30 pm  
Credit Type: General  
Description: This panel will examine modern-day residency requirements and moral character tests that continue to bar homeless people, students, and those with criminal convictions or awaiting pre-trial detention from voting. The speakers will also analyze the implications of these voting policies when it comes to obtaining accurate census counts and redistricting, especially with respect to prison-based gerrymandering and transient populations. In addition, the panelists will explore the role the ABA can play in advocating for increased ballot access and fairer state redistricting plans to protect these vulnerable and marginalized communities.

Faculty:  
Nancy Abadu, Southern Poverty Law Center, Montgomery, AL  
Aleks Kajstura, Prison Policy Initiative, Sunderland, MA  
Sean Jengwei Young, American Civil Liberties Union Foundation of GA, Atlanta, GA  
James Heaton, Legal Aid Service of Broward County, Plantation, FL

Session 10: CLE: Ethical Red Flags in the Public Sector

Start Date: 02/14/2020 3:15 pm  
End Date: 02/14/2020 4:45 pm  
Credit Type: Legal Ethics  
Description: This program focuses on the unique ethical issues confronted by public lawyers using an entertaining, interactive format. Expert panelists dramatize illustrative hypothetical scenarios followed by a discussion session after each hypo. Program topics include: special conflicts of interest for former and current government lawyers; duties to former clients; responsibilities of supervisory lawyer; organization as a client, pro bono service; and more.

Faculty:  
Gregory G. Brooker, United States Attorney's Office, Minneapolis, Minnesota  
Katherine Cary, Office of the Texas Attorney General, Austin, TX  
Paula J. Frederick, State Bar of Georgia, Atlanta, GA  
Wendy J. Muchman, Northwestern University Pritzker School of Law, Chicago, IL  
Sharon E. Pandak, Greehan, Taves, Pandak and Stoner PLLC, Woodbridge, VA  
William D. Slease, New Mexico Supreme Court Disciplinary Board, Albuquerque, NM

Session 11: Holistic Representation: Models for Assisting Clients to Add the Root Causes of Justice System Involvement

Start Date: 02/14/2020 3:15 p.m. 
End Date: 02/14/2020 4:45 p.m. 
Credit Type: General 
Description: Involvement with the criminal justice system can have enumerable civil legal consequences, from housing and benefit eligibility to loss of professional licenses. Conversely, involvement with the civil justice system can also have criminal law implications, such as when the loss of housing results in charges for trespass and other vagrancy-related offenses. This program will examine efforts to work with clients holistically to achieve resolution of criminal, civil, and non-legal problems that lead to ongoing justice system involvement. Attendees will learn how these innovative, interdisciplinary programs help stabilize clients’ lives, reduce recidivism, and create safer communities. Our panel of experts from diverse areas of practice will also explore how to create effective collaborations and partnerships among public defense providers, civil legal services organizations, and social services providers.

Faculty:  
Malia Brink, ABA, Washington, D.C.  
Mitchelle Woodson, Think Dignity, San Diego, CA  
Robert Doggett, Texas RioGrande Legal Aid, Austin, TX
Session 12: To the Border and Back Again
Start Date: 02/14/2020  3:30 pm
End Date: 02/14/2020  5:00 pm
Credit Type: General
Description: From a criminal and international law perspective, this panel will trace the journey of the asylum seeker from leaving his or her home country and travelling to the border, the processing of refugee claims at the border or other designated countries, and the collateral consequences faced by both documented and undocumented migrants who face the American criminal justice system once they have crossed the border.

Faculty: Tyler Hodgson, The World Bank, Washington, D.C.
Bruce Zagaris, Berliner Corcoran & Rowe, Washington, D.C.
Alejandro Guadarrama, Skadden Arps, Washington, D.C.
Cynthia Orr, Goldstein & Orr, San Antonio, TX

Session 13: COREJ: School to Prison Pipeline: From Report to Action
Start Date: 02/15/2020    8:00 am
End Date: 02/15/2020    9:30 am
Credit Type: General
Description: This program will explore the five primary recommendations contained in that report and discuss how the legal profession can work on the state and local level to interrupt the school to prison pipeline and ensure equity in education and discipline for all students.

Faculty: Twanda Turner-Hawkin, Dematic Corp. and KION Americas, Grand Rapids, MI
Sonya Crider, Seattle YMCA, Seattle, WA
Benjamin Crump, Ben Crump Law PLLC, Plantation, FL

Session 14: The Disenfranchised Among Us
Start Date: 02/15/2020    9:45 am
End Date: 02/15/2020   11:15 am
Credit Type: General
Description: In the year in which we celebrate the passage of the 19th Amendment giving women the right to vote, poll taxes, prison records, and address limitations imposed by the government all keep qualified legal voters from exercising the important right each U.S. citizen has to vote either currently or in the past. This program will explore the barriers which prevent citizens otherwise entitled to vote in U.S. elections, and will explore the implications of continuing to employ those restrictions upon the fundamental right to self-determination. The program will also discuss efforts to restore voting rights to those released following complete service of sentences issued for criminal offenses and also will focus on those whose only address is a post office box such as those residing on Reservations.

Faculty: Lisa Atkinson, Tulalip Tribal Courts Judges, Seattle, WA
Benjamin Griffith, Griffith Law Firm, Oxford, MS
Chad Vickery, International Foundation for Electoral Systems, Arlington, VA
Matthew Campbell, Native American Rights Fund, Boulder, CO
Session 15: LGBTQ+ State of the Union
Start Date: 02/15/2020  9:45 am
End Date:  02/15/2020  11:15 am
Credit Type: General
Description: This program will examine the current state of LGBTQ+ laws in the United States including: an analysis of the oral arguments in the Title VII cases pending before the United States Supreme Court; Transgender legal issues like the state of the Military ban and healthcare protections; issues effecting LGBTQ+ law students; the Equality Act and other timely topics.
Faculty: Fred Smith Jr., Emory University School of Law, Atlanta, GA
Chase Strangio, ACLU, New York, NY
Diana Flynn, Lambda Legal, Alexandria, VA
Judith O'Kelley, LGBT Bar, Seattle, WA

Session 16: The Good, the Bad, and the Ugly: The Validity of Risk Assessment Tools in Setting Bail and Drafting Sentences
Start Date: 02/15/2020  2:15 p.m.
End Date:  02/15/2020  3:45 p.m.
Credit Type: General
Description: Across our nation, legislators, executive branch leaders and judicial leaders are grappling with the issue of bail reform. Risk assessment tools are being touted as valuable assets and resources for the judiciary to use in contemporary pretrial reform. However, substantial criticisms are being raised as to the scientific validity underlying these risk assessment tools. In fact, accusations have been made that these risk assessment tools are based on racially biased data and that these empirical tools lack the necessary accuracy to be used in the criminal justice system. Proponents of pretrial risk assessment tools argue that although algorithms cannot fully excise the race or class bias inherent in the data underlying these tools, such risk assessment tools are a net improvement over the current system in which judges’ and prosecutors’ biases are opaque and unknown. Nevertheless, risk assessment tools are becoming a central part of ongoing and contemplated bail reforms across our nation. Such tools are also being contemplated for use in sentencing criminal defendants. Our panelists will discuss the value of risk assessments and their limitations, errors, and biases as well as the needed safeguards to prevent injustice if these tools are manipulated.
Faculty: Stephanie Domitrovich, Sixth Judicial District of PA, Erie, PA
Guy L. Reece II, Ohio State Trial Court, Columbus, OH
W. Milton Nuzum III, Ohio Supreme Court, Columbus, OH
Mark Bergstrom, Pennsylvania Commission on Sentencing, State College, PA
Alicia Carrquiry, Center for Statistics and Applications in Forensic Evidence, Ames, IA

Session 17: Men in the Mix: How to Engage Men on Issues Related to Gender in the Profession
Start Date: 02/15/2020  2:30 pm
End Date:  02/15/2020  4:00 pm
Credit Type: Elimination of Bias/Diversity and Inclusion
Description: Participants will: 1. Learn what men and women identify as the value women lawyers bring to the profession; 2. Better understand what prevents some men from participating in women’s affinity groups that focus on the advancement of women in the legal profession; 3. Learn about tools and best practices women can employ to encourage men to join the conversation on advancing women in the legal profession to ultimately bridge the gender gap.
Faculty: Paulette Brown, Locke Lord, LLP, Princeton, NJ
Hon. Rodolfo A. Ruiz III, United States District Court, Southern District of Florida, Miami, FL
Evan Anderson, Placed Legal Strategies, Washington, D.C.
Chris Brown, City of Mansfield, Mansfield, OH
Katherine Larkin-Wong, Latham and Watkins, LLP, San Francisco, CA
Anne Collier, Arudia, Chevy Chase, MD
Session 18: Police Civil Rights Litigation: From Ferguson to Dallas - 2020 Vision Today?
Start Date: 02/15/2020  2:30 pm
End Date:  02/15/2020  4:00 pm
Credit Type: General
Description: Criticism of police activity, particularly concerning police operations and police interaction with suspects and citizens, is publicized regularly in the news and on social media. Attacks against police officers also receive much publicity. The result is a growing public awareness of police operations from both the officer’s perspective as well as from the perspective of police suspects and persons of interest. In both instances, police/public interaction often results in a federal civil rights lawsuit.

This program provides updated information from a previous ABA Webinar and is designed to explore current issues facing practitioners on both sides of such lawsuits, whether bringing such a case on behalf of a plaintiff against law enforcement or defending the case on behalf of the police and/or governmental entity. Attending this program will provide insight from experienced practitioners from both sides of the docket.

Faculty: Edwin P. Voss Jr., Brown & Hofmeister LLP, Richardson, TX
Paul Henderson, San Francisco District Attorneys, San Francisco, CA
Ronald Alan Norwood, Lewis Rice LLC, St. Louis, MO

Session 19: Implicit Bias: Governmental Complicity (For General CLE Credit Only)
Start Date: 02/15/2020  4:15 pm
End Date:  02/15/2020  5:45 pm
Credit Type: General
Description: Do governmental policies perpetuate implicit bias? Our expert panelists will examine some long-standing and new governmental policies, laws and regulations and their impact upon communities of color and economically disadvantaged communities in housing, transportation, education and the criminal justice system. This is the first in a series of discussions to determine if there is governmental complicity in implicit bias and if so, if there are ways to neutralize its impact. In this discussion on Implicit Bias: Governmental Complicity, panelists will lay the foundation for future, in depth discussions in each area of interest. They will also review metrics, laws and legislative initiatives governmental entities use to level the playing field and determine which ones pass or fail.

Faculty: C. Elisia Frazier, City of Atlanta Department of Law, Atlanta, GA
Sarah Elisia, Univ of New Hampshire Law School, York, ME
Kimberly Jade Norwood, Washington University School of Law, St. Louis, MO

MCLE Information

The ABA will seek 11.75 hours, including 1.5 hours of ethics credit and 1.5 hours of elimination of bias credit, in 60-minute states, and 14.1 hours, including 1.8 hours of ethics credit and 1.8 hours of elimination of bias credit, in 50-minute states for this program. Credit hours are estimated and are subject to each state’s approval and credit rounding rules.

Please visit the program website at https://www.americanbar.org/groups/departments_offices/meetings_travel_dept/midyear-meeting/ for program CLE details or visit www.americanbar.org/mcle for general information on CLE at the ABA.