



Removal Defense

Online Course

American Immigration Lawyers Association

Module 3: Pretrial Practice and Motions

Discussion Questions

Please answer at least two of the following questions.

Post each answer in a separate comment and begin each comment by stating which question you are answering. Refer to the course material you have completed if you need to refresh your memory of the issues involved.

- A. Often it is difficult to find a company or agency to take fingerprints. Where do you practice and where do you send clients to have their prints taken for FBI and FOIA purposes?
- B. The various Judges and Courts have differing attitudes towards allowing telephonic appearance by counsel and/or Respondents. What courts do you practice in and what success have you had in being allowed to appear telephonically and are Respondent's allowed to appear telephonically?
- C. Have you ever encountered a situation where you discovered that your client lied to you or to the court/USCIS, or presented false evidence? If so, how did you handle this situation?
- D. You are representing an asylum applicant. She suffered severe trauma, both physical and mental, in her country of origin. She has limited means. Discuss potential expert witnesses who could testify in her case and what they could add to the record. Think of strategies for prioritizing the experts. Assuming she will not be able to hire each potential type of expert you identify, discuss ideas for obtaining the expert testimony or other evidence to put into the record which can serve the same or similar purpose in helping establish her claim.