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## Immigration Judges And U S Asylum Policy Pennsylvania Studies In Human Rights

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Changes To See Under Biden | US Immigration Lawyer | NYC Immigration Lawyer Winning Your Case In Immigration Court What's the Status of USCIS and Immigration Court Hearings During COVID-19? | Attorney Insight Immigration judges want DOJ-free courts Amy Coney Barrett Confirmed to U.S. Supreme Court | Immigration News (10/27/2020)

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Proceedings in Immigration Court: Seeking Relief from Deportation ~~How a 'dire' immigration court backlog affects lives~~ ~~Immigration judges defy a higher court~~ A Former Immigration Judge Explains His Job | We Are Witnesses

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Retired Immigration Judge: The Courts Will Implode Under New Rules How to Avoid Losing Your Green

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Card While Traveling Outside the US Ex-Immigration Judge: Trump's Asylum Rule Is 'Best Possible Solution' at the Border LIVE Webinar ON USA Immigration with Attorney LUCAS GARRITSON | | I-94 | | H1B How to win your political asylum case in the US immigration court? How to be Empowered in Immigration Court | The Empowered Immigrant Podcast Ep1 Immigration Court Hearing Preparation with Client

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Orlando News13 on #DACA Court - Attorney Gail Seeram on #DACAdecision - Orlando Immigration Lawyer Immigration Judges And U S

An immigration judge, formerly known as a special inquiry officer, is an employee of the United States Department of Justice who confers U.S. citizenship or

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nationality upon lawful permanent residents who are statutorily entitled to such benefits. An immigration judge also decides cases of aliens in various types of removal proceedings. During the proceedings, an immigration judge may grant ...

## Immigration Judge (United States) - Wikipedia

SAN DIEGO (AP) — A federal agency Tuesday ruled to strip the collective bargaining powers of a national union representing more than 450 U.S. immigration judges that has been a vocal critic of ...

## Agency Strips Bargaining Powers of Immigration Judges ...

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Immigration Judges: Court Administrator: Miami: One Riverview Square 333 S. Miami Avenue, Suite 700 Miami, FL 33130 305-789-4221: Alexander, Scott G. Araneta, Michelle C. Ayze, Thomas M. Balasquide, Javier Brown, Charlotte D. Burgess, Abraham L. Cole, Timothy M. Dowell, J. Daniel Garcia, Madeline Herman, Lakshmi Srinivasan Holyoak, Dalin R. Horn, Michael C.

## EOIR Immigration Court Listing - U.S. Department of Justice

The US immigration system is situated within the Department of Justice, a law enforcement agency. That's always been a problem, explains Judge Ashley Tabaddor. But under the Trump administration ...

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Why US immigration judges are leaving the bench in record ...

The approximately 470 immigration judges are part of the Justice Department and decide whether people charged with violating immigration laws should be deported. The union has vigorously complained...

trump appointees bust union of immigration judges - The ...

Immigration judges say they are being muzzled by the Trump administration and the union that represents them is suing the U.S. Department of Justice. The lawsuit filed Wednesday, July 1, 2020, is the latest

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confrontation between the judges and the Justice Department, which oversees U.S. immigration courts. (AP Photo/Susan Walsh, File)

Immigration judges in lawsuit say US government muzzles them

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Immigration Federal Judge: Wolf ' s DACA Rules Invalid. By VOA News. November 14, 2020 09:05 PM ... To qualify, they had to have come to the United States before their 16th birthday, been in the ...

Federal Judge: Wolf ' s DACA Rules Invalid | Voice of ...  
immigration judges and u s asylum policy pennsylvania studies in human rights Sep 17, 2020 Posted By Astrid Lindgren Media Publishing TEXT ID 57798161 Online PDF Ebook Epub Library posted by irving wallace publishing text id d7710d14 online pdf ebook epub library policy book description although there are legal norms to secure the uniform miller

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## Immigration Judges And U S Asylum Policy Pennsylvania ...

A coalition of 17 legal services and immigration groups on Thursday announced the filing of a complaint against U.S. Immigration Judge Nicholas Ford in San Francisco. The complaint filed with the ...

## Complaint filed against SF immigration judge accused of ...

In order to qualify for the Immigration Judge position, applicants must meet all of the minimum qualifications listed below. Education: Applicants must possess a LL.B., LL.M., or a J.D. degree.-AND-Licensure: Applicants must be an active member of the bar, duly

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## Immigration Judge | LEGAL-CAREERS | Department of Justice

The union has been a major voice for more independence from the Justice Department, which oversees U.S. immigration courts. While immigration judges wear black robes and preside over non-jury proceedings, they are considered federal attorneys with the Justice Department and can be removed from their positions by the U.S. Attorney General.

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## Agency strips bargaining powers of immigration judges' union

DOJ ' s policy is premised on the idea that all speech by immigration judges about immigration law or court operations is official speech that arises from judges ' duties as DOJ employees. The U ...

## Immigration judges ' union sues to block DOJ speech...

It did not take U.S. Immigration Judge Nicholas Ford long to stir up controversy in San Francisco. On Thursday, a coalition of 17 legal services and immigration groups announced the filing of a ...

## Compliant Filed Against SF Immigration Judge Accused

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A judge yesterday rejected the White House ' s limitations on a programme protecting 700,000 so-called ' Dreamers ' . — Reuters pic. WASHINGTON, Nov 15 — A judge yesterday rejected the White House ' s limitations on a programme protecting 700,000 so-called “ Dreamers, ” undocumented migrants brought to the United States as children.

## Judge rejects Trump limits on ' Dreamer ' immigration

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By Andrew R. Arthur on November 5, 2020. On Monday, the U.S. Federal Labor Relations Authority (FLRA) issued a decision decertifying the immigration

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Human Rights judges' union — the National Association of Immigration Judges (NAIJ). It is the latest in a series of back-and-forths (spanning two decades) between the Executive Office for Immigration Review (EOIR) — the Department of Justice (DOJ) component with jurisdiction over the immigration courts and Board of Immigration Appeals (BIA) — and NAIJ ...

### FLRA Decertifies Immigration Judges' Union

Trump and Biden's immigration policies 09:09. A federal judge in Illinois on Monday blocked the centerpiece of the Trump administration's efforts to limit legal immigration, prohibiting officials ...

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## Judge blocks Trump administration's "public charge" wealth ...

A judge on Saturday rejected the White House's limitations on a program protecting 700,000 so-called "Dreamers," undocumented migrants brought to the United States as children.

## Judge Rejects Trump Limits On Dreamer Immigration ...

A judge on Saturday rejected the White House ' s limitations on a program protecting 700,000 so-called " Dreamers, " undocumented migrants brought to the United States as children.

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Although there are legal norms to secure the uniform treatment of asylum claims in the United States, anecdotal and empirical evidence suggest that strategic and economic interests also influence asylum outcomes. Previous research has demonstrated considerable variation in how immigration judges decide seemingly similar cases, which implies a host of legal concerns—not the least of which is whether judicial bias is more determinative of the decision to admit those fleeing persecution to the United States than is the merit of the claim. These disparities also raise important policy considerations about how to fix what



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many perceive to be a broken adjudication system. With theoretical sophistication and empirical rigor, Immigration Judges and U.S. Asylum Policy investigates more than 500,000 asylum cases that were decided by U.S. immigration judges between 1990 and 2010. The authors find that judges treat certain facts about an asylum applicant more objectively than others: facts determined to be legally relevant tend to be treated similarly by judges of different political ideologies, while facts considered extralegal are treated subjectively. Furthermore, the authors examine how local economic and political conditions as well as congressional reforms have affected outcomes in asylum cases, concluding with a series of policy

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Human Rights recommendations aimed at improving the quality of immigration law decision making rather than trying to reduce disparities between decision makers.

How the immigration courts became part of the nation ' s law enforcement agency—and how to reshape them. During the Trump administration, the immigration courts were decried as more politicized enforcement weapon than impartial tribunal. Yet few people are aware of a fundamental flaw in the system that has long pre-dated that administration: The immigration courts are not really “ courts ” at all but an office of the Department of Justice—the nation ' s law enforcement agency. This original and surprising diagnosis shows

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how paranoia sparked by World War II and the War on Terror drove the structure of the immigration courts. Focusing on previously unstudied decisions in the Roosevelt and Bush administrations, the narrative laid out in this book divulges both the human tragedy of our current immigration court system and the human crises that led to its creation. Moving the reader from understanding to action, Alison Peck offers a lens through which to evaluate contemporary bills and proposals to reform our immigration court system. Peck provides an accessible legal analysis of recent events to make the case for independent immigration courts, proposing that the courts be moved into an independent, Article I court system. As long as the

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Immigration Rights  
Immigration courts remain under the authority of the attorney general, the administration of immigration justice will remain a game of political football—with people ' s very lives on the line.

This book assesses the role of the federal judiciary in immigration and the institutional evolution of the Supreme Court and the US Courts of Appeals. Neither court has played a static role across time. By the turn of the century, a division of labor had developed between the two courts whereby the Courts of Appeals retained their original function as error-correction courts, while the Supreme Court was reserved for the most important policy and political questions. Law

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Human Rights explores the consequences of this division for immigrant litigants, who are more likely to prevail in the Courts of Appeals because of advantageous institutional incentives that increase the likelihood of a favorable outcome. As this book proves, it is inaccurate to speak of an undifferentiated institution called 'the federal courts' or 'the courts', for such characterizations elide important differences in mission and function of the two highest courts in the federal judicial hierarchy.

Through the Refugee Act of 1980, the United States offers the prospect of safety to people who flee to America to escape rape, torture, and even death in

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Human Rights their native countries. In order to be granted asylum, however, an applicant must prove to an asylum officer or immigration judge that she has a well-founded fear of persecution in her homeland. The chance of winning asylum should have little if anything to do with the personality of the official to whom a case is randomly assigned, but in a ground-breaking and shocking study, Jaya Ramji-Nogales, Andrew I. Schoenholtz, and Philip G. Schrag learned that life-or-death asylum decisions are too frequently influenced by random factors relating to the decision makers. In many cases, the most important moment in an asylum case is the instant in which a clerk randomly assigns the application to an adjudicator. The system, in its current state, is like a

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Human Rights. Refugee Roulette is the first analysis of decisions at all four levels of the asylum adjudication process: the Department of Homeland Security, the immigration courts, the Board of Immigration Appeals, and the United States Courts of Appeals. The data reveal tremendous disparities in asylum approval rates, even when different adjudicators in the same office each considered large numbers of applications from nationals of the same country. After providing a thorough empirical analysis, the authors make recommendations for future reform. Original essays by eight scholars and policy makers then discuss the authors' research and recommendations Contributors: Bruce Einhorn, Steven Legomsky, Audrey Macklin, M.

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Margaret McKeown, Allegra McLeod, Carrie Menkel-Meadow, Margaret Taylor, and Robert Thomas.

"During the Trump administration, the immigration courts have been decried as more politicized enforcement weapon than impartial tribunal. Yet few people are aware of a fundamental flaw in the system that long pre-dates the current administration: The immigration courts are not really "courts" at all but an office of the Department of Justice-the nation's law enforcement agency. The Accidental History of the U.S. Immigration Courts uses narrative history, focusing on previously unstudied decisions in the Franklin D. Roosevelt and George W. Bush



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Human Rights, to help readers understand both the human tragedy of our immigration court system today and the human crises that led to its creation. Moving the reader from understanding to action, Alison Peck offers a lens through which to evaluate contemporary bills and proposals to reform our immigration court system. Peck provides an accessible legal analysis of recent events to make the case for independent immigration courts, proposing that the courts be moved from the Department of Justice into an independent, Article I court system. As long as the immigration courts remain under the authority of the attorney general, the administration of immigration justice will remain a game of political football-with people's very

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Court of Injustice reveals how immigration lawyers work to achieve just results for their clients in a system that has long denigrated the rights of those they serve. J.C. Salyer specifically investigates immigration enforcement in New York City, following individual migrants, their lawyers, and the NGOs that serve them into the immigration courtrooms that decide their cases. This book is an account of the effects of the implementation of U.S. immigration law and policy. Salyer engages directly with the specific laws and

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Human Rights procedures that mandate harsh and inhumane outcomes for migrants and their families. Combining anthropological and legal analysis, Salyer demonstrates the economic, historical, political, and social elements that go into constructing inequity under law for millions of non-citizens who live and work in the United States. Drawing on both ethnographic research conducted in New York City and on the author's knowledge and experience as a practicing immigration lawyer at a non-profit organization, this book provides unique insight into the workings and effects of U.S. immigration law. Court of Injustice provides an up-close view of the experiences of immigration lawyers at non-profit organizations, in law school clinics, and in private

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Human Rights practice to reveal limitations and possibilities available to non-citizens under U.S. immigration law. In this way, this book provides a new perspective on the study of migration by focusing specifically on the laws, courts, and people involved in U.S. immigration law.

Each year, tens of thousands of people who have been persecuted or fear persecution in their home countries apply for asylum in the United States. Immigration judges (IJ) from the Department of Justice's (DOJ) Executive Office for Immigration Review (EOIR) decide whether to grant or deny asylum to aliens in removal proceedings. Those denied asylum may appeal their case to EOIR's Board of Immigration Appeals (BIA).

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GAO was asked to assess the variability of IJ rulings, and the effects of policy changes related to appeals and claims. This report addresses: (1) factors affecting variability in asylum outcomes; (2) EOIR actions to assist applicants and IJs; (3) effects associated with procedural changes at the BIA; and (4) effects of the requirement that asylum seekers apply within 1 year of entering the country. GAO analyzed DOJ asylum data for fiscal years 1995 through mid-2007, visited 5 immigration courts in 3 cities, including those with 3 of the top 4 asylum caseloads; observed asylum hearings; and interviewed key officials. Results of the visits provided additional information but were not projectable. In the 19 immigration courts that handled

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almost 90 percent of asylum cases from October 1994 through April 2007, nine factors affected variability in asylum outcomes: (1) filed affirmatively (originally with DHS at his/her own initiative) or defensively (with DOJ, if in removal proceedings); (2) applicant's nationality; (3) time period of the asylum decision; (4) representation; (5) applied within 1 year of entry to the United States; (6) claimed dependents on the application; (7) had ever been detained (defensive cases only); (8) gender of the immigration judge and (9) length of experience as an immigration judge. After statistically controlling for these factors, disparities across immigration courts and judges existed. For example, affirmative applicants in San Francisco were

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still 12 times more likely than those in Atlanta to be granted asylum. Further, in 14 of 19 immigration courts for affirmative cases, and 13 of 19 for defensive cases, applicants were at least 4 times more likely to be granted asylum if their cases were decided by the judge with the highest versus the lowest likelihood of granting asylum in that court. EOIR expanded its programs designed to assist applicants with obtaining representation and has attempted to improve the capabilities of some IJs. EOIR has conducted two grant rate studies and was using information on IJs with unusually high or low grant rates, together with other indicators of IJ performance, to identify IJs who might benefit from additional training and supervision.

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However, EOIR lacked the expertise to statistically control for factors that could affect asylum outcomes, and this limited the completeness, accuracy, and usefulness of grant rate information. Without such information, to be used in conjunction with other performance indicators, EOIR's ability to identify IJs who may need additional training and supervision was hindered. EOIR assigned some IJ supervisors to field locations to improve oversight of immigration courts, but EOIR has not determined how many supervisors it needs to effectively supervise IJs and has not provided supervisors with guidance on how to carry out their supervisory role. Following streamlining (procedural changes) at the BIA in March 2002, BIA's appeals



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backlog decreased, as did the number of decisions favoring asylum seekers. Such decisions were more than 50 percent lower in the 4 years after streamlining compared to 4 years prior. The authority to affirm the IJ's' decisions without writing an opinion was used in 44 percent of BIA's asylum decisions. In June 2008, EOIR proposed regulatory changes to the streamlining rules, but it is too soon to tell how they will affect appeals outcomes. Data limitations prevented GAO from determining the (1) effect of the 1-year rule on fraudulent applications and denials and (2) resources adjudicators have spent addressing related issues. EOIR lacked measures of fraud, data on whether the 1-year rule was the basis for asylum denials, and

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Human Rights records of time spent addressing such issues. Congress would need to direct EOIR to develop a cost-effective method of collecting data to determine the effect of the rule.

"This ethnography investigates immigration enforcement in New York City, following individual migrants, their lawyers, and the NGOs that serve them into the immigration courtrooms that decide their cases" --

Every year, thousands of people seek asylum in the United States because they have been persecuted in other countries due to their race, religion, nationality,

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Human Rights social group, or political opinion. In seeking refuge and protection, these immigrants must rely on the American court system to help them achieve safety from the great harm they have suffered. In her unique and compelling judicial memoir, Susan Yarbrough, a former US immigration judge, highlights five significant asylum cases that she heard and decided during almost eighteen years on the benchcases that profoundly changed her not only as a judge, but also as a person. Yarbrough recounts heartrending testimony described against the background of the countries in which the persecution took place, following each account with personal reflections on how she was emotionally and spiritually transformed by each person who testified.

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From Josué Maldonado, persecuted in El Salvador because of his religion, to Daniel Quetzal, an Indian from Guatemala who was tied naked to a pole and tortured because of his political opinion, the cases that the author shares provide an unforgettable glimpse into the lives of courageous people who risked everything for peace and freedom in the United States. Bench-Pressed is the story of five asylum seekers and the judge who was irrevocably changed by the intersection of her life with theirs.

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