

CLE OPPORTUNITY FOR ATTORNEYS: **MILITARY LEGAL ASSISTANCE ISSUES**

Presented by the **American Bar Association**
Standing Committee on Legal Assistance for Military Personnel

Friday, March 13, 2020 – 8:45 a.m. to 4:45 p.m. ET

6.25 Credit hours of CLE has been requested

WHAT:

This is an educational program for lawyers on current developments in the areas of military and veterans' law. The morning session will focus on the Uniformed Services Employment and Reemployment Rights Act (USERRA), including an overview of the Department of Labor's and the Department of Justice's USERRA enforcement, and hot topics in USERRA law focusing on the statute's reemployment, discrimination, and pension related provisions. This session will also provide an overview of National Guard duty statuses and how various federal laws and protections, such as USERRA, the Servicemembers Civil Relief Act (SCRA), and other federal laws apply to National Guard members in each duty status.

The afternoon session will examine immigration law for members of the U.S. Armed Forces and their families. This will review immigration law practice in a military setting, focusing on naturalization options for servicemembers, along with immigration paths for their families, including requirements for military survivor immigration benefits. Participants will also learn about recent immigration policy developments.

See pages 2-3 for the detailed program schedule and CLE credit details.

WHO:

This program is designed for military attorneys working in legal assistance as well as civilian lawyers whose practices involve military-connected clients or issues.

WHERE:

Holland & Knight – Miami Office

701 Brickell Avenue, Suite 3300, Miami, Florida 33131

WHEN:

Friday, March 13, 2020. This one-day CLE program will commence with check-in beginning at 8:15 a.m.

HOW:

Must register in advance online by visiting <http://ambar.org/lampcle>.
Registration deadline is March 6, 2020.

COST:

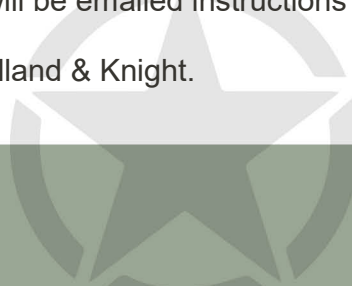
FREE

MATERIALS:

Participants are encouraged to download CLE program materials, beginning March 11. Registrants will be emailed instructions for downloading materials.

LUNCH:

Lunch sponsored by Holland & Knight.



Program Schedule – Friday, March 13, 2020

8:15–8:45 a.m. **Check-in**

8:45 a.m.–12:00 p.m. **Military Legal Assistance: National Guard Statuses and USERRA Hot Topics** *(3 hours of CLE requested)*

Moderator: Ms. Dawn Du Verney, *ABA LAMP Member*

8:45–10:00 a.m. – Unraveling the Labyrinth of Duty Statuses of the National Guard

Colonel Traci Winston will present an overview of National Guard duty statuses. Participants will learn the myriad of State and Federal National Guard duty statuses and types of service, along with how to define what it means and how to determine if a National Guard member is serving in a Title 10 duty status, which is federally funded and federally controlled; Title 32 duty status, which is federally funded and state controlled; or a State Active Duty (SAD) status, which is state funded and state controlled. Participants will learn how various federal laws and protections, such as the Uniformed Services Employment and Reemployment Rights Act (USERRA), Servicemembers Civil Relief Act (SCRA), and other federal laws apply to National Guard members in each duty status.

- Colonel Traci Winston, *National Guard Bureau, Washington, DC*
- Mr. Andrew Braniff, *U.S. Department of Justice, Washington, DC*

10:00–10:15 a.m. – Break

10:15 a.m.–12:00 p.m. – Federal Government’s USERRA Enforcement Program and USERRA Hot Topics

Andrew Braniff (DOJ), Deborah Birnbaum (DOL-SOL) and Paul Marone (DOL-VETS) will provide an overview of the Department of Labor’s and the Department of Justice’s USERRA enforcement portfolio. Participants will learn the processes by which cases are investigated and conciliated by the Department of Labor, and how referred cases are prosecuted by the Department of Justice. This session will also review hot topics in USERRA law, focusing on the statute’s reemployment, discrimination, and pension related provisions. The presenters will also provide real world examples of cases and situations where employers risk violating the statute.

- Mr. Andrew Braniff, *U.S. Department of Justice, Washington, DC*
- Ms. Deborah Birnbaum, *U.S. Department of Labor, Washington DC*
- Mr. Paul Marone, *U.S. Department of Labor, Philadelphia, PA*
- Colonel Traci Winston, *National Guard Bureau, Washington, DC*

12:00–1:15 p.m. **Lunch Break**

1:15–4:45 p.m.

Military Legal Assistance: Immigration Issues
(3.25 hours of CLE requested)

Moderator: Ms. Dawn Du Verney, ABA LAMP Member

1:15–3:00 p.m. – Immigration Benefits and Policy Developments for Servicemembers and their Families

This esteemed panel will cover a variety of issues involving immigration benefits, a current and important legal concern for many servicemembers and their families. Participants will learn how servicemembers may be eligible for expedited naturalization and streamlined citizenship, along with immigration options available to their families. This will also focus on military survivor immigration benefits and its strict requirements. In addition, this session will explore new policy developments in immigration affecting the military, along with collaboration with other state agencies, including the U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of State, and recent changes to overseas processes and services.

- Ms. Melissa Halsey, *Legal Assistance Policy Division, Washington, DC*
- Mr. Peter Katson, *Pentagon Joint Legal Assistance Office, Washington, DC*
- Ms. Zaira Solano, *Solano Law Firm LLC, Atlanta, GA*

3:00–3:15 p.m. – Break

3:15–4:45 p.m. – Immigration Law Practice in a Military Setting

The panel will continue to examine immigration law for members of the U.S. Armed Forces and their families, further exploring naturalization options, along with paths to a Green Card for military family members, while also focusing on the unique immigration challenges—and benefits—experienced by immigrants in the U.S. Military and their families.

- Ms. Melissa Halsey, *Legal Assistance Policy Division, Washington, DC*
- Mr. Peter Katson, *Pentagon Joint Legal Assistance Office, Washington, DC*
- Ms. Zaira Solano, *Solano Law Firm LLC, Atlanta, GA*

Registration Deadline: March 6, 2020

Cosponsors: ABA Standing Committee on Legal Assistance for Military Personnel; Standing Committee on Armed Forces Law; Standing Committee on Pro Bono and Public Service; Solo, Small Firm and General Practice Division; Commission on Immigration

CLE CREDIT: The ABA will seek 6.25 hours of CLE credit in 60-minute states, and 7.5 hours of CLE credit for this program in 50-minute states. 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/legal_assistance_military_personnel/events_cle/ for program CLE details or visit www.americanbar.org/mcle for general information on CLE at the ABA.