

You will note the delay in the issuance of our Middle of the Month E-zine. We did so because David H. Nachman, Esq. was attending the National American Immigration Lawyer's Association ("AILA") Meeting in San Diego, California. The AILA Meeting is an annual gathering of Immigration Lawyers and Government Officials from throughout the U.S. At this meeting each year we are given the opportunity to speak with the Government Officials that process visas, green cards, advisory opinions, prevailing wage determinations, removal proceedings, etc. This year, as a newly elected Board member, Mr. Nachman attended as the Vice Chair of the State of New Jersey AILA Chapter.

There were a great deal of concerns about visa processing shared by AILA members with Alejandro Mayorkis, the USCIS Director. Mr. Mayorkis addressed issues such as the issuance of RFEs, the possibility of speeding the processing of EB-5 green card cases and the onerous legal standard in the EB-1 context (*Kazarian v. U.S.*). Most important is that, all in all, Mr. Mayorkis (a lawyer himself) reflected a willingness to deal with these issues in a fairly rapid and balanced manner. Mr. Mayorkis also afforded the membership a glimpse into the future by stating that USCIS plans for implementing online profile system would be targeted for December 2011. He indicated that online profile system will be "kicked-off" with the I-539.

John Morton, the Director of ICE spoke about the improved removals process. In his presentation he pointed out that his mother is still a lawful permanent resident and that he was not born in the U.S. Mr. Morton reminded the attendees at the Conference that his regime brought an online detainee location system that allows lawyers to find their clients in detention facilities throughout the U.S. Further, Mr. Morton told the attendees about a new memorandum, issued last Friday, that further hone the legal standards for the use of "prosecutorial discretion" by Trial Attorneys, ICE Officials, Immigration Judges and other Immigration and Nationality Officials.

This new memorandum signifies a huge movement by ICE to further clarify the use of discretion by Law Enforcement Officials in secured communities programs and in connection with withholding of removal and immigration enforcement in general. For more information about other new developments in the immigration and nationality arena, please feel free to contact us at info@visaserve.com.

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