



COUNTY OF ALAMEDA PUBLIC DEFENDER'S OFFICE

Immigration Representation Unit Presentation

Ad Hoc Committee on Immigrant and Refugee Rights

March 22, 2018

***Presented by: Brendon Woods, Public Defender &
Raha Jorjani, Supervising Immigration Defense Attorney***



PADILLA V. KENTUCKY, 559 U.S. 356

The United State Supreme Court decided that criminal defense attorneys must advise noncitizen clients about the immigration consequences of their criminal case.

HOLISTIC DEFENSE

...

4

**In the
Courtroom**

**Social
Workers**

**Immigration
Representation**

**In the
Community**

Clean Slate

**Civil
Legal Aid**





IMMIGRATION REPRESENTATION

NO RIGHT TO COUNSEL





City of
Oakland

COVERS 3 MAJOR AREAS

...

1

Padilla Consultations

2

Removal Defense

3

Education/Advocacy/Training



PADILLA CONSULTATIONS

Advise Public Defenders representing noncitizen clients regarding immigration consequences of criminal convictions

Required by U.S. Supreme Court.
Padilla v. Kentucky, 130 S. Ct. 1373 (2010).



REMOVAL DEFENSE

Legal Representation to individuals who are at risk of removal by the Department of Homeland Security.

Takes place before multiple courts:

- Immigration Court
- Board of Immigration Appeals
- U.S. District Court
- U.S. Court of Appeals for the Ninth Circuit



EDUCATION / ADVOCACY / TRAINING

for Attorneys – Judges – the Community

- Immigration Detention
- Deportation
- Intersection of criminal and immigration law
- Impact of immigration laws on individuals, families and communities.



CUTTING EDGE FEDERAL LITIGATION

- Challenging Custody Decisions by Immigration Court Before U.S. District Court for the Northern District of CA
- Challenging the Constitutionality of Detention
- Due Process Challenges Based on Violations of the Presumption of Innocence by Immigration Judges for individuals with pending charges in criminal court

SPECIAL IMMIGRANT JUVENILE STATUS

For undocumented kids who are under the age of 21,
unmarried, and have been abused, abandoned or
neglected by one or both parents

IMMIGRATION REPRESENTATION UNIT

...

January 2014 – May 2017

- 1 Full-Time Immigration Attorney
- 1 Part-Time Immigration Attorney

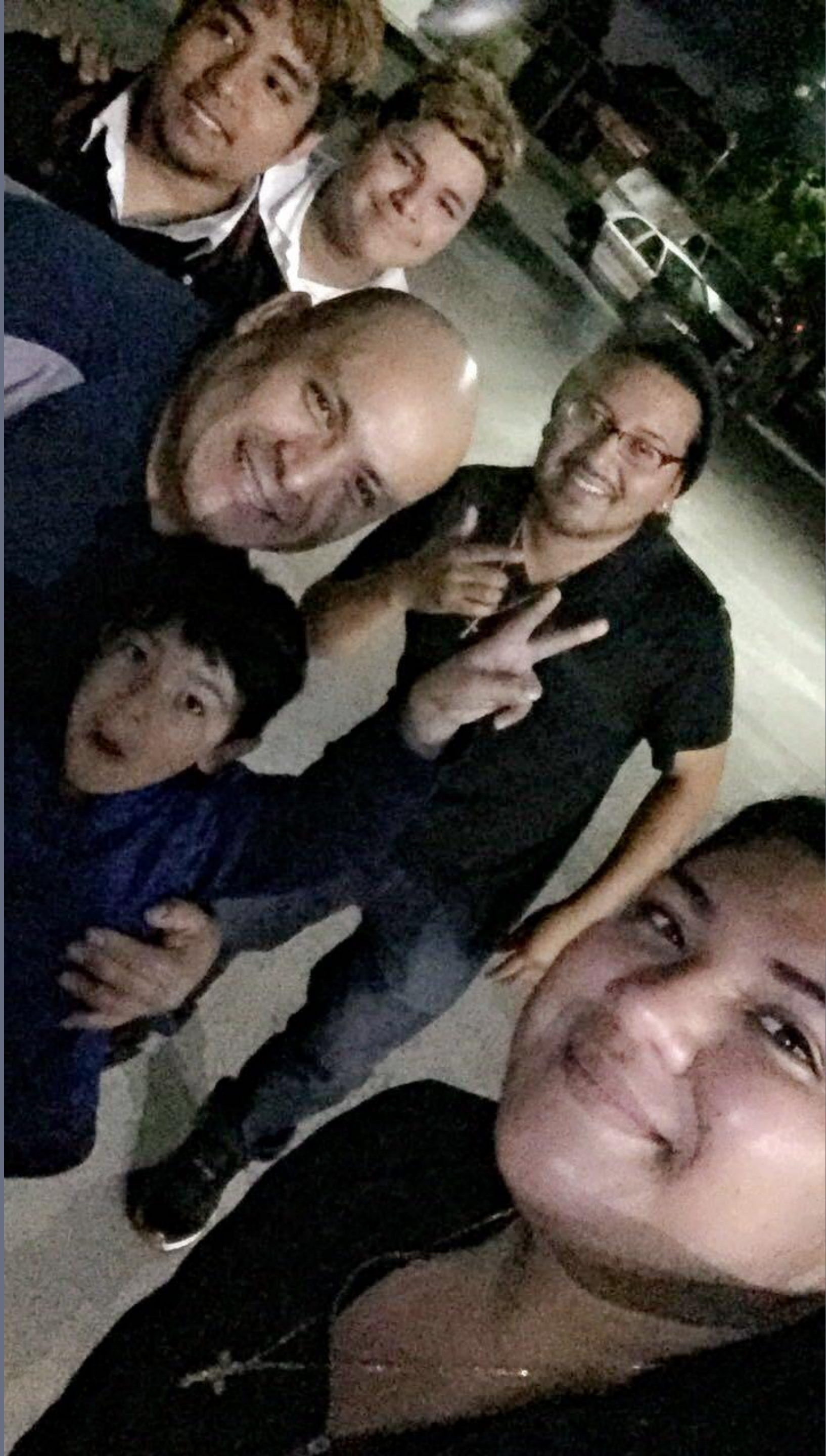
May 2017 – Present

- 4 Full-Time Immigration Attorneys
- 1 Part-Time Immigration Attorney
- 1 Immigration Fellow (currently a Yale Law School Liman Fellow)
- 1 Full-Time Project Assistant

97 Additional cases taken on since expanding in May 2017

75% Success rate in motions/requests for relief!

84 Cases currently pending



Removal
Proceeding

Child
Medical
Disorder

Eviction

Misses
ONE
Immigration
hearing

Ordered
Removed in
Absentia

DUI Arrest

ICE Notified

DEPORTED



QUESTIONS?