

Helpful Resources in Representing Unaccompanied Children

Administrative Appeals Office (AAO)	
AAO Practice Manual	Generally accessible at: https://www.uscis.gov/aao-practice-manual
	Precedent Decisions DHS/AAO/INS Decisions (justice.gov)
AAO Opinians	DI 13/1 V (O/ II V) Decisions (justice.gov)
AAO Opinions	Non-precedent Decisions
	AAO Non-Precedent Decisions USCIS
Board of Immigration Appeals (BIA)	
	Generally accessible at:
BIA Practice Manual	https://www.justice.gov/eoir/eoir-policy-manual/iii
	Precedent Decisions
	https://www.justice.gov/eoir/ag-bia-decisions
BIA Decisions	Unpublished Decisions
	Some decisions are available through the Immigrant & Refugee Appellate Center,
	http://www.irac.net/unpublished/
Case Law	
	Flores 5
	Flores Settlement Agreement (1997) https://www.aclu.org/files/pdfs/immigrants/flores-v-meese-agreement.pdf
	nttps.//www.acid.org/files/purs/initingrants/fiores v fileese agreement.pur
	Documents Relating to Flores v. Reno Settlement Agreement on Minors in Immigration Custody
	(1993 - Present), AILA https://www.aila.org/infonet/flores-v-reno-settlement-agreement
Key Federal Litigation & Resources	nttps://www.ana.org/infonet/hores-v-reno-settlement-agreement
	Justice Action Center Litigation Tracker ("tracking red state challenges to immigration inclusive policies")
	https://litigationtracker.justiceactioncenter.org/
	Note that the state of the stat
	National Immigration Litigation Alliance (NILA) Practice Advisories ("address[ing] select immigration or federal court issues")

	https://immigrationlitigation.org/practice-advisories/
9th Circuit Immigration Outline	Generally accessible at: https://www.ca9.uscourts.gov/guides/immigration-outline/
Executive Office for Immigration Review (EOIR)	
Immigration Court Practice Manual	Generally accessible at: https://www.justice.gov/eoir/eoir-policy-manual/part-ii-ocij-practice-manual
EOIR Forms	Generally accessible at: https://www.justice.gov/eoir/list-downloadable-eoir-forms
Immigration Judge's Benchbook (now archived)	Generally accessible at: https://www.justice.gov/eoir/archived-resources
Immigration Court Policy Memoranda	Operating Policies and Procedures Memoranda (OPPM) https://www.justice.gov/eoir/eoir-policy-manual/vi Director's Memoranda (DM) and Policy Memoranda (PM) https://www.justice.gov/eoir/eoir-policy-manual/vii Rescinded Memoranda https://www.justice.gov/eoir/rescinded-memoranda
Key Immigration Court Memoranda	Relating to DHS Priorities & Initiatives: May 28, 2021, Dedicated Docket, PM 21-23 https://www.justice.gov/eoir/book/file/1399361/download June 11, 2021, Effect of Department of Homeland Security Enforcement Priorities, PM 21-25 https://www.justice.gov/eoir/book/file/1403401/download Relating generally to Unaccompanied Children: May 5, 2022, Memorandum 22-06: Friend of the Court https://www.justice.gov/eoir/page/file/1503696/download November 15, 2019, Operating Policies and Procedures Memorandum 20-03: Child Advocates in Immigration Proceedings https://www.justice.gov/eoir/eoir-policy-manual/OOD2003/download



	December 20, 2017, Operating Policies and Procedures Memorandum 17-03: Guidelines for Immigration Court Cases Involving Juveniles, Including Unaccompanied Alien Children https://www.justice.gov/eoir/file/oppm17-03/download
	Relating to Telephonic Appearances November 6, 2020, Operating Policies and Procedures Memorandum 21-03: Immigration Court Hearings Conducted by Telephone and Videoconferencing https://www.justice.gov/eoir/eoir-policy-manual/OOD2103/download
	Relating to Asylum June 24, 2021, Migrant Protection Protocols and Motions to Reopen, PM 21-26 https://www.justice.gov/eoir/book/file/1405906/download
	Relating to Continuances, Administrative Closure, and other administrative matters December 16, 2021, Director's Memorandum 22-04: Filing Deadlines in Non-Detained Cases https://www.justice.gov/eoir/book/file/1456951/download
	November 22, 2021, Director's Memorandum 22-03: Administrative Closure https://www.justice.gov/eoir/book/file/1450351/download
	April 2, 2021, Revised Case Flow Processing Before the Immigration Courts, PM 21-18 https://www.justice.gov/eoir/book/file/1382736/download
	(See also <i>Matter of LABR</i> , https://www.justice.gov/eoir/page/file/1087781/download) January 17, 2018, Operating Policies and Procedures Memorandum 18-01: Change of Venue https://www.justice.gov/eoir/page/file/1026726/download
Fundamentals of Immigration Law by Charles A. Wiegand,III, Immigration Judge	Generally accessible at: https://www.justice.gov/sites/default/files/eoir/legacy/2014/08/15/Fundamentals of Immigration Law.pdf
COVID-19 Related Resources	EOIR Operational Status https://www.justice.gov/eoir-operational-status
Resources for Individual Cases	EOIR Automated Case Information https://acis.eoir.justice.gov/en/



Health and Human Services (HHS)/Office of Refugee Resettlement (ORR)	
ORR Policy Guide: Children Entering the United States Unaccompanied	Generally accessible at: https://www.acf.hhs.gov/orr/resource/children-entering-the-united-states-unaccompanied ORR Key Documents https://www.acf.hhs.gov/orr/policy-guidance/unaccompanied-children-program
COVID-19 Related Resources	ORR COVID-19 Resources https://www.acf.hhs.gov/orr/covid-19-resources
Resources for Individual Cases	ORR UC Portal (requires account access from ORR) https://ucportal.acf.hhs.gov/
Immigration and Customs Enforcement (ICE)	
Prosecutorial Discretion	Prosecutorial Discretion and the ICE Office of the Principal Legal Advisor (OPLA) https://www.ice.gov/about-ice/opla/prosecutorial-discretion Memoranda relating to Prosecutorial Discretion September 30, 2021, DHS Memorandum: Guidelines for the Enforcement of Civil Immigration Law ("Mayorkas Memo") [Note: Due to ongoing litigation, this memo was enjoined on June 10, 2022. See the ICE website linked above for the most up to date information regarding prosecutorial discretion.] https://www.ice.gov/doclib/news/guidelines-civilimmigrationlaw.pdf April 3, 2022, ICE Memorandum: Guidance to OPLA Attorneys Regarding the Enforcement of Civil Immigration Laws and the Exercise of Prosecutorial Discretion ("Doyle Memo") https://www.ice.gov/doclib/about/offices/opla/OPLA-immigration- enforcement guidanceApr2022.pdf
COVID-19 Related Resources	ICE Guidance on COVID-19 https://www.ice.gov/coronavirus
Resources for Individual Cases	ICE Detainee Locator https://locator.ice.gov/odls/#/index



US Citizenship and Immigration Services (USCIS)	
USCIS Policy Manual ("centralized online repository for USCIS's immigration policies")	Generally accessible at: https://www.uscis.gov/policymanual/HTML/PolicyManual.html Relating to Special Immigrant Juvenile Status: https://www.uscis.gov/policymanual/HTML/PolicyManual-Volume6-PartJ.html Relating to Adjustment of Status (Part F Discusses SIJS Adjustment, Part M Discusses Asylee Adjustment): https://www.uscis.gov/policymanual/HTML/PolicyManual-Volume7.html
Key USCIS Memoranda	Generally accessible at: https://www.uscis.gov/laws/policy-memoranda Relating to Special Immigrant Juvenile Status: June 10, 2022 Policy Alert: Special Immigrant Juvenile Classification and Adjustment of Status https://www.uscis.gov/sites/default/files/document/policy-manual-updates/20220610-SIJAndAOS.pdf March 7, 2022 Policy Alert: Special Immigrant Juvenile Classification and Deferred Action https://www.uscis.gov/sites/default/files/document/policy-manual-updates/20220307-SIJAndDeferredAction.pdf June 25, 2015 Memorandum: Updated Implementation of the SIJ Perez-Olano Settlement Agreement https://www.uscis.gov/sites/default/files/USCIS/Laws/Memoranda/2015/2015-0624 Perez-Olano Settlement Agreement PM Effective.pdf Relating to UC Asylum: February 8, 2022, USCIS Update regarding Class Action, Settlement Notices, and Agreements: USCIS Stops Applying Certain EAD Provisions for Asylum Applicants https://www.uscis.gov/laws-and-policy/other-resources/class-action-settlement-notices-and-agreements/uscis-stops-applying-certain-ead-provisions-for-asylum-applicants February 7, 2022, Policy Alert: Updating General Guidelines on Maximum Validity Periods for Employment Authorization Documents based on Certain Filing Categories https://www.uscis.gov/sites/default/files/document/policy-manual-updates/20220207-EmploymentAuthorizationValidity.pdf



March 31, 2017, Memorandum: Jurisdiction and EAD Clock Procedures for Unaccompanied Children (UACs) https://www.uscis.gov/sites/default/files/USCIS/Refugee%2C%20Asylum%2C%20and%20Int% 27l%20Ops/Asylum/EAD Clock Procedures for UACs March 2017.pdf March 25, 2009 Memorandum: Implementation of Statutory Change Providing USCIS with Initial Jurisdiction over Asylum Applications Filed by Unaccompanied Alien Children https://www.uscis.gov/sites/default/files/USCIS/Laws/Memoranda/Static Files Memoranda/2 009/uac filings 5f25mar09.pdf Relating to Requests for Evidence & Notices of Intent to Deny: June 9, 2021, Policy Alert: Requests for Evidence and Notices of Intent to Deny https://www.uscis.gov/sites/default/files/document/policy-manual-updates/20210609-RFEs%26NOIDs.pdf July 7, 2011 Memorandum: Change in Standard Timeframes for Applicants or Petitioners to Respond to Requests for Evidence; Revisions to Adjudicator's Field Manual (AFM) Chapter 10.5(b), Chapter 25.2(e)(3), Chapter 38.1(e)(6), and Appendix 10-9; AFM Update AD11-36 Microsoft Word - Policy Memorandum Template 4-20-2010 2 .doc (uscis.gov) Relating to Motions to Reopen or Reconsider: January 26, 2011, Policy Memorandum: Notice to Applicants and Petitioners Concerning Ability to File Motions to Reopen or Reconsider; Revision to the Adjudicator's Field Manual (AFM) Chapter 10.7; AFM Update AD11-09 https://www.uscis.gov/sites/default/files/USCIS/Outreach/Interim%20Guidance%20for%20Co mment/applicants-petitioners-file-motion.pdf **Relating to Notice to Appear** January 20, 2021, Memorandum: Review of and Interim Revision to Civil Immigration Enforcement and Removal Policies and Priorities https://www.dhs.gov/sites/default/files/publications/21 0120 enforcement-memo signed.pdf USCIS Alert: Notice to Appear Policy Memorandum https://www.uscis.gov/laws-and-policy/other-resources/notice-to-appear-policy-memorandum May 2016 Edition available at:

https://www.uscis.gov/sites/default/files/USCIS/Humanitarian/Refugees%20%26%20Asylum/Asylum/AAPM-2016.pdf

Lesson Modules available at:



Affirmative Asylum Procedures Manual (AAPM)

Asylum Officer Basic Training Course

	https://www.uscis.gov/sites/default/files/files/nativedocuments/Interviewing - Intro to the NonAdversarial Interview LP RAIO.pdf
	IIIIO to the NonAdversariai interview of NAIO.pdf
	USCIS Response to COVID-19
COVID-19 Related Resources	https://www.uscis.gov/about-us/uscis-response-to-covid-19
	USCIS Online Case Status
Resources for Individual Cases	https://egov.uscis.gov/casestatus/landing.do
	Home page:
	https://www.dhs.gov/topic/cis-ombudsman
USCIS Ombudsman	Submit an online Request for Case assistance (Form DHS-7001):
	https://www.dhs.gov/topic/cis-ombudsman/forms/7001
Ethics Guidance	
	ABA Model Rules
	http://www.americanbar.org/groups/professional responsibility/publications/model rules of pr
Rules	ofessional conduct/model rules of professional conduct table of contents.html
	Each state has their own ethics rules. We recommend looking up your specific state's rules.
	ABA Center for Professional Responsibility Resources
Resources	https://www.americanbar.org/groups/professional responsibility/resources/links of interest/
Representing UCs Specifically	
	Standards for the Custody, Placement and Care; Legal Representation; and Adjudication of Unaccompanied Alien Children In the United States (August 2018)
American Bar Association Standards	https://www.americanbar.org/content/dam/aba/publications/commission on immigration/stan
	dards for children 2018.pdf
	Children in Immigration Proceedings: Concepts of Capacity and Mental Competency, produced for
	the Vera Institute of Justice's Unaccompanied Children Program (November 2014) by M. Aryah
	Somers
	https://docplayer.net/26038375-Children-in-immigration-proceedings-concepts-of-capacity-
Practice Advisories	and-mental-competency.html
	Strategies for Suppressing Evidence and Terminating Removal Proceedings for Child Clients,
	produced for the Vera Institute of Justice's Unaccompanied Children Program (March 2015) by
	Helen Lawrence, Kristen Jackson, Rex Chen, and Kathleen Glynn



	https://www.uacresources.org/download.cfm?id=264112
	Responding to Inappropriate RFEs and NOIDs in Special Immigrant Juvenile Status Cases, ILRC, December 2018 https://www.ilrc.org/sites/default/files/resources/sijs respond inapp rfes noids-20190102.pdf
Key Federal Statutes	
	Homeland Security Act of 2002 https://www.dhs.gov/sites/default/files/publications/hr 5005 enr.pdf
	William Wilberforce Trafficking Victims Protection Reauthorization Act (TVPRA) of 2008 PUBL457.PS (congress.gov)
Key Federal Regulations	
Relating to SIJS	8 C.F.R. 204.11 https://www.ecfr.gov/current/title-8/chapter-I/subchapter-B/part-204/subpart-A/section-204.11
	8 C.F.R. 205.1 https://www.ecfr.gov/current/title-8/chapter-l/subchapter-B/part-205/section-205.1
Relating to Asylum	8 C.F.R. 208 https://www.ecfr.gov/current/title-8/chapter-l/subchapter-B/part-208
Relating to Voluntary Departure	8 C.F.R. 1240.26 https://www.ecfr.gov/current/title-8/chapter-V/subchapter-B/part-1240#1240.26
Relating to Adjustment of Status	8 C.F.R. 209 (refugee and asylee adjustment) https://www.ecfr.gov/current/title-8/chapter-l/subchapter-B/part-209
	8 C.FR. 245.1 (SIJS adjustment) https://www.ecfr.gov/current/title-8/chapter-I/subchapter-B/part-245
Submission and Adjudication of Benefit Requests	8 C.F.R. 103.2 https://www.ecfr.gov/current/title-8/chapter-I/subchapter-B/part-103/subpart-A/section-103.2 (Note: See 103.2(b) specifically for information relating to Requests for Evidence, Notices of Intent to Deny.)



Relating to Employment Authorization Documents	8 C.F.R. 274 (temporary final rule) https://www.ecfr.gov/current/title-8/chapter-I/subchapter-B/part-274a/subpart-B/section-274a.13
Visa Availability	
USCIS	Visa Bulletin https://www.uscis.gov/visabulletininfo
Department of State	Visa Bulletin https://travel.state.gov/content/visas/en/law-and-policy/bulletin.html
UC Policy	
	Congressional Research Service, Updated September 1, 2021, Unaccompanied Alien Children: An Overview: https://sgp.fas.org/crs/homesec/R43599.pdf Migration Policy Institute, January 2016, Fact Sheet: Trends in Unaccompanied Child and Family Migration from Central America: Research: Trends in Unaccompanied Child and Family migrationpolicy.org
Guides for Pro Bono Attorneys	
	Pro Bono Guide: Working with Children and Youth in Immigration Cases (Children's Immigration Law Academy, 2021): https://cilacademy.org/wp-content/uploads/2021/10/2021-CILA-Pro-Bono-Guide.pdf Getting Off the Assembly Line: Overcoming Immigration Court Obstacles in Individual Cases (Appleseed Network Immigration Collaborative): appleseed getting-off-assembly-line 122116 1 .pdf (appleseednetwork.org) Justice for Unaccompanied Immigrant Children: An Advocacy Best Practices Manual for Legal Service Providers (National Immigrant Justice Center, April 2016) https://www.americanbar.org/content/dam/aba/administrative/probono public service/ls pb u ac doc uic best practices 4 27 16.pdf
Technical Assistance Providers	
Children's Immigration Law Academy (CILA)	Technical Assistance & Training information accessible at: http://www.cilacademy.org/



University of California at Hastings, Center for Gender & Refugee Studies (CGRS)	Generally accessible at: https://cgrs.uchastings.edu/
Catholic Legal Immigration Network, Inc. (CLINIC)	Generally accessible at: https://cliniclegal.org/
Immigrant Legal Resource Center (ILRC)	Immigrant Youth information: https://www.ilrc.org/immigrant-youth
Unaccompanied Children Resource Center	Generally accessible at: https://www.uacresources.org/
Asylum Research	
AILA online	Asylum Cases by Topic (requires AILA membership): http://www.aila.org/advo-media/issues/asylum-cases-by-topic
Annotated Table of Contents	Annotated Table of Contents Project, Temple Law Asylum Project and the Washington Office on Latin America (WOLA) (request password at link) https://templeuniversitybeasleyschooloflaw.cmail19.com/t/i-l-cklutkl-jumjjituu-r/