

Citizenship in a Global Era

October 8, 2013

Rome, Italy



Sponsored by:

**Federal Bar Association, Immigration Law Section,
Rock Center for Corporate Governance at Stanford Law School,
Loyola University School of Law and John Felice Rome Center**

Program

8:30-8:45 **Registration**

8:45-9:00 **Welcome and Introduction**

Margaret H. McCormick – *Minsky, McCormick & Hallagan, P.C., FBA, Loyola Law School, Chicago, IL*
Barry Frager – *Frager Sutton Haupt Law Firm, CLE Chair FBA Immigration Law Section*

9:00-10:30 **Citizens, Multinational Companies and Technology**

With the growth of elite “citizens of the world” arguably answering to no single state, our speakers will discuss the current dynamic of “perpetual ex-pats” and the allegiance responsibilities of citizens and their multi-national corporate employers in this increasingly relevant context. In the process, the panel will also review how technology has already done much to skew the meaning of physical presence and will explore the impact of the emergence of a “work from any country” workforce of the future.

F. Daniel Siciliano – *Rock Center for Corporate Governance, Stanford Law School, Stanford, CA*
Kristin Major – *VP and Deputy General Counsel, Global Functions at HP, Palo Alto, CA*
Jane Carroll – *Associate General Counsel of ThoughtWorks, Inc., Chicago, IL*

10:30-11:30 **Citizenship Considerations with International Adoptions and Surrogacy**

The Hague Adoption Convention, an international agreement to safeguard inter-country adoptions, prohibits abduction, sale of, or trafficking in children. This panel will discuss the convention and how international adoptions and surrogacy relationships are impacted by citizenship and nationality policies and cultural identity concerns. They will review how *jus soli* (right of soil) and *jus sanguinis* (right of blood) principles of nationality affect these children.

Margaret H. McCormick – *Minsky, McCormick & Hallagan, P.C., FBA, Loyola Law School, Chicago, IL*
H. Raymond Fasano – *New York, NY Chair, Immigration Law Section, Federal Bar Association*
Hon. Elaine Bucklo – *District Judge, Northern District of Illinois, Chicago, IL*

11:30 Break

11:45-12:45 **Citizenship Issues in 20th Century Eastern Europe**

During the 20th century, citizenship and nationality were transformed dramatically all over the world. From the Balkans to the Baltics, from the Treaty of Rome first establishing the EEC to the European Union and the Schengen area, Europe withstood cataclysmic changes. This panel will focus on citizenship issues in Eastern Europe, from the dissolution of the Ottoman Empire and a massive population exchange, to the end of Communism and the building of new governments.

Maria Celebi – *Benner Law Office, Istanbul, Turkey*
Ernest Constant Raskauskas, Jr. – *Washington, D.C.*

12:45-1:30 **LUNCH**

1:30-2:30 **Citizenship and the Rule of Law**

If the authority and influence of law in society breaks down, citizenship loses its value. Bill Loris will speak on the international law framework of citizenship and statelessness and provide insights on Syria in Crisis. He will lead his students, Kosovar lawyers, on the issue of citizenship in the collapse of Yugoslavia as a state and its emergence in region during the 21st century.

William Loris – *PROBAR, Program Director, Loyola University School of Law, Rome, Italy*
Dafini Bardhi – *PROBAR LLM Candidate, Loyola University School of Law, Rome, Italy*
Venera Ramaj – *PROBAR LLM Candidate, Loyola University School of Law, Rome, Italy*

2:30-3:30 **Indigenous People and Citizenship Rights**

Citizenship is an evolving concept when one state is overtaken by another, or a new state is established by a new group. This panel will look at various treatments of indigenous populations and will discuss humanitarian and justice issues in different contexts. The speakers will explore the implications of dual nationality, self-government within a broader jurisdiction, and creation and denial of rights to indigenous populations.

Hon. Mimi Tsankov – *Immigration Judge (in her personal capacity), Denver, CO*
Greg Boos – *Cascadia Cross-Border Law, Bellingham, WA*
Hon. Lawrence Burman – *Immigration Judge (in his personal capacity), Arlington VA*

3:30 Break

3:45-5:15 **Exclusive Citizenship Doctrines**

This panel will review situations where a government or a body politic requires exclusive allegiance to a single state. In the modern world, demands for exclusivity of citizenship can create conflicts, as when a person automatically acquires citizenship in a country that will not permit relinquishment. Moreover, sometimes people present in a territory are accorded citizenship but do not have the same level of representation as “full” citizens of a nation-state.

Margaret D. Stock – *Cascadia Cross-Border Law, Anchorage, AK*
Paul Samartin – *Laura Devine Solicitors' U.S. immigration practice head, London, England*
Maria Celebi – *Bener Law Office, Istanbul, Turkey*
Hermie de Voer – *Everaert Advocaten Immigration Lawyers, Amsterdam, the Netherlands*
Stephen Coutts – *Ph.D. candidate in the European University Institute, Florence, Italy*

SPEAKER PROFILES
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Margaret H. (“Peggy”) McCormick, (Program Co-Chair) principal of Minsky, McCormick & Hallagan, P.C., practices exclusively in immigration and nationality law. She is the incoming president of the Federal Bar Association’s Chicago Chapter and she is past national president of the American Immigration Lawyers Association (1997-98). From 1999 until 2003, she was president of the American Immigration Law Foundation (now the American Immigration Council), when she was named an Honorary Fellow. She is a longtime member of the Federal Bar Association and a member of the Board of Directors of the national Immigration Law Section. She has chaired eight Workplace Enforcement and Immigration seminars on behalf of the FBA in Chicago. An Adjunct Professor at Loyola Law School since 1986, she teaches Workplace Enforcement & Immigration and team-teaches a survey class on immigration law with the Hon. Robert D. Vinikoor. Three times she has taught at Loyola’s John Felice Rome Center summer law program. Named in Woodward/White’s *Best Lawyers in America* as Chicago’s “Immigration lawyer of 2013,” she is also listed in the *Bar Register of Preeminent Lawyers*, the *International Who’s Who of Corporate Immigration Lawyers*. An Illinois “SuperLawyer” and an Advisory Board member of the Leading Lawyers Network, she has been named one of the top 50 Women Business Lawyers in Illinois.

Daniel Siciliano, (Program Co-Chair) Professor of the Practice of Law at Stanford Law School, is a legal scholar and entrepreneur with expertise in corporate governance, corporate finance, and immigration law. He assumes a variety of leadership roles at Stanford, including Faculty Director of the Arthur and Toni Rembe Rock Center for Corporate Governance, Associate Dean for executive education and special programs, and Co-Director of Stanford’s Directors’ College. He is also the co-originator of the OSCGRS (Open Source Corporate Governance Reporting System) Project. Previously, Dan was a teaching fellow for the law school’s international LLM degree program in Corporate Governance and Practice and executive director of the Program in Law, Economics and Business. He is the senior research fellow with the Immigration Policy Center and a frequent commentator on the long-term economic impact of immigration policy and reform. His work has included expert testimony in front of both the U.S. Senate and House of Representatives. Prior to joining Stanford Law School, Siciliano co-founded and served as executive director of the Immigration Outreach Center in Phoenix, Arizona. He has launched and led several successful businesses, including LawLogix Group—named three times to the *Inc.* 500/5000 list. Siciliano serves as a governance consultant and trainer to board directors of several Fortune 500 companies and is a member of the Academic Council of *Corporate Board Member* magazine.

Greg Boos has been named one of the world’s leading practitioners of U.S. immigration law by the International Who’s Who of Corporate Immigration Lawyers and is rated AV Preeminent® by Martindale Hubbell. In addition to practicing at Cascadia Cross-Border Law (Cascadia.com), Greg is an Adjunct Professor in Canadian-American Studies at Western Washington University, and the President of the Pacific Corridor Enterprise Council, a Vancouver, British Columbia, based non-profit organization that advocates for the removal of barriers that impede the legitimate flow of people, goods and services across the Canada/U.S. border. Greg received his Juris Doctor degree from the University of Idaho in 1977. He is a member of the Washington State Bar Association, and the bars of various U.S. Federal Courts. In addition, he is licensed as a Practitioner of Foreign Law by the Law Society of British Columbia, and is one of approximately 350 attorneys approved by the International Criminal Court to practice before it. A dual Canada/U.S. citizen, Greg splits his time between Vancouver, British Columbia, and Bellingham, Washington. He enjoys early music, opera, and theatre.

Hon. Elaine E. Bucklo is an Article III Federal Judge for the United States District Court for the Northern District of Illinois. She joined the Court in 1994 after being nominated by President Bill Clinton. Judge Bucklo received her A.B. from Saint Louis University in 1966 and a J.D. from Northwestern University School of Law. She served as a law clerk for Hon. Robert Sprecher, U.S. Court of Appeals, Seventh Circuit and was thereafter in private practice in Chicago, Illinois. From 1978 to 1980 she was visiting professor of law at the UC Davis School of Law. She was first a United States Magistrate Judge for the U.S. District Court for the Northern District of Illinois from 1985 to 1994, when she was appointed a District Court judge.

Hon. Lawrence O. Burman was appointed as an immigration judge in April 1998. Prior to his appointment at the immigration court in Arlington, VA, he served as an immigration judge in Los Angeles (1998 to 2002) and Memphis (2002 to 2010). He received a B.A. in 1971 from the University of Virginia and a J.D. in 1978 from the University of Maryland. From 1988 to 1998, Judge Burman served in various positions at the former Immigration and Naturalization Service (INS), including assistant district counsel in Baltimore, and as assistant general counsel in Washington, D.C. From 1978 to 1988, he was an attorney in private practice in Baltimore. He also worked for the Maryland General Assembly from 1979 to 1981 as counsel to the House Appropriations Committee and counsel to the Senate Budget and Taxation Committee. Judge Burman was in the U.S. Army from 1971 to 1975, and in the Maryland National Guard from 1975 to 1993. He is a member of the Maryland Bar, and served as Chair of the Immigration Law Section, Federal Bar Association 2011-2012. **He appears at this event in his personal capacity. His comments do not necessarily represent those of the U.S. Department of Justice.**

Jane Carroll is Associate General Counsel of ThoughtWorks, Inc., a global IT consultancy firm headquartered in Chicago with offices in Canada, the UK, Australia, China, India, Brazil, Germany, South Africa, Uganda and Ecuador. Her practice focuses on business-related immigration law, including nonimmigrant business visas and permanent residence. She is responsible for inbound as well as global immigration for the company. She is an active member of the American Immigration Lawyers Association (AILA), where she is the past Chair of the Nebraska Service Center Liaison Committee, a current member of the State Department Liaison Committee, and a member of the Global Migration Section Steering Committee. She has spoken on business immigration topics at various conferences and seminars, both in the U.S. and internationally. Jane holds a bachelor's degree from Clarke University, a Master's degree from Cambridge University, England and J.D. from Loyola University of Chicago.

Maria Lianides Celebi is a partner at Bener Law Office in Istanbul, Turkey. She is a California State Bar member since 1992 with a B.S. and J.D. from Santa Clara University. Ms. Celebi is listed with the International Who's Who of Corporate Immigration Lawyers and Employment Lawyers from 2010-2013. She is Chair of the Global Migration Section, Past Chair of the Rome District Chapter, and a past member of the International Operations Committee of the American Immigration Lawyers' Association. She is the Turkey member for the Alliance of Business Immigration Lawyers and a Past Chair of the Immigration International Practice Group for Ius Laboris. She has authored a white paper and several articles regarding U.S. and Turkish immigration and has spoken at several international conferences.

Stephen Coutts is a Ph.D. candidate in the European University Institute, Florence and is completing a dissertation on the interaction of European Union Citizenship and criminal law. Previously he worked as an academic assistant in the College of Europe, Bruges and in private practice. His research interests lie in the area of citizenship theory and European integration, in particular, constitutional law, fundamental rights, immigration and asylum law, and criminal law. He has published and presented on these topics in various journals and conferences. He has been the EU Law rapporteur for the Irish Yearbook of International Law for the past number of years.

Hermie de Voer has been working as an immigration lawyer with Everaert Advocaten Immigration Lawyers since 2005. She studied European Studies (subjects: History, French and Law) at the *Universiteit van Amsterdam* and Law at the *Vrije Universiteit* in Amsterdam. She is a specialist in immigration law and in Dutch citizenship law. She is chair of the Dutch nationality desk of Everaert Advocaten and was representing the latent Dutch that were organized in *Stichting: Ne(e)derlanderschap: ja!*. This foundation managed to change Dutch nationality law so that unequal treatment between men and women in passing on Dutch nationality by birth to their children was abolished. More than half of her practice consists of Dutch nationality cases that range from naturalization and option procedures, to latent Dutch and former Dutch procedures, advisory procedures as well as establishment procedures with the Dutch nationality Court in The Hague. She is chair of the Russia/CIS desk and specializes in procedures concerning self-employed residency based on the Dutch American Friendship Treaty, self-employment based on added value for the Dutch economy and/or culture, and European and national family reunion.

H. Raymond Fasano is a member of the Law Offices of Youman, Madeo & Fasano, LLP that is dedicated to immigration litigation. He is counsel of record in several published Circuit Court and BIA decisions. He is the author of several published articles in the area of immigration litigation that have appeared in Interpreter Releases and

other publications. Mr. Fasano speaks nationally on the topic of immigration litigation. He is the current Chair of the Federal Bar Association's Immigration Law Section.

Barry L. Frager is managing partner of the Frager Sutton Haupt Law Firm, and has been practicing immigration law since 1990. He previously served as a trial attorney for the Immigration & Naturalization Service in Los Angeles, California. From 2005 to 2011, Mr. Frager served as the national chair of the Federal Bar Association's Immigration Law Section and was recognized with the Outstanding Section Chair award by the FBA. He has chaired the annual conference of the Immigration Law Section of the Federal Bar in Memphis, Tennessee for ten years.



PROLAW THREE: Loyola Law School, John Felice Rome Center Bernie Salinas (Mexico) and Dafina Bardhi (Kosovo) are among the 20 new students from 17 countries who have enrolled in Loyola's LL.M. in Rule of Law for Development. Program director, William Loris, is on the left.

William Loris is Senior Lecturer and Director of the Loyola University Chicago LL.M. Program on Rule of Law for Development (PROLAW). His degrees include a J.D. from the University of Santa Clara and a master's in laws in international and comparative law from the Vrije Universiteit Brussel. After 10 years of service as a Legal Advisor to USAID in West and Central Africa and in Egypt, he cofounded the International Development Law Organization (IDLO). Mr. Loris served IDLO as General Counsel and as Director of Programs. He was appointed by the IDLO member states as Director General for two terms, during which he became known as a leading advocate for the rule of law throughout the developing countries and countries in economic transition. He has served on the World Economic Forum's Global Agenda Council on Corruption and has been recognized by Santa Clara University for his service to his profession and to humanity and by Lithuania for his assistance during its transition.

Presenting with William Loris will be two current LL.M. candidates at Loyola Law School, John Felice Rome Center Program on Rule of Law for Development (PROLAW):

Dafina Bardhi holds a LL.B. from the University of Prishtina in Kosovo and for three years has worked as a project associate for the National Democratic Institute at its operating office in Kosovo. There she served in projects providing support to the Assembly of Kosovo and Political Parties and for nine months was seconded at the Office of the President of Kosovo in the capacity of Executive Officer to the Chief of Staff. She also helped organize the first International Women's Summit to take place in the region.

Venera Ramaj also holds a LL.B. from the University of Prishtina in Kosovo. Before studying at Loyola's John Felice Rome Center, she worked for the "Kosovo Legal Professional Program," a National Center for State Courts (NCSC) and USAID project, in Kosovo. The program works with university law faculties to enhance clinical legal education and with the Chamber of Advocates to strengthen continuing legal education programs and membership services.

Kristin Major is Vice President and Deputy General Counsel for Global Functions at Hewlett-Packard Company. Kristin and her team of attorneys and other professionals provide legal counsel and support to HP's Human Resources, Global Marketing, Communications, Global Real Estate, Aviation, Technology and Operations functions (including IT, Global Security, Government Relations, Sales Operations, and Business Services). Before joining HP in December 2011, Kristin was a labor and employment counsel at Skadden, Arps, Slate, Meagher & Flom in Palo Alto, California, where she represented employers in all aspects of labor and employment law. In 2013, Kristin was

a nominee for the Chambers Women in Law Awards (in the category of Up and Coming In-House: Outstanding Contribution to Public Service/Social Activism) and was a finalist for Silicon Valley Business Journal's "Rising Star Award," part of the publication's annual Corporate Counsel Awards. She was also recently named one of the 50 top women in technology law by The Recorder. Kristin currently serves as a Board member of Community Legal Services in East Palo Alto (CLSEPA), an organization that provides legal assistance to low-income members of the Peninsula community, and recently became co-chair of the HP Office of the General Counsel's Pro Bono Committee. Kristin holds a J.D. degree from Georgetown University Law Center and received her undergraduate degree from the University of Arizona.

Ernest Constant Raskauskas, Jr., is in general practice in Washington, D.C. and in Maryland. In addition to routine immigration matters, he has represented clients in denaturalization proceedings in U.S. District Courts and U.S. Courts of Appeal. He was very active in the ABA Central and East European Law Initiative (CEELI) from 1991 to 1997, as the *pro bono* Chairman of the Lithuania Working Group which established in Lithuania the Sister Law School Program, Commercial Law Center, and conducted numerous seminars and training programs for law professors, lawyers, and law students. There was particular emphasis in the judicial training programs, especially those concerning the establishment of the Constitutional Court. Raskauskas was designated as the principal Foreign Consultant to the Lithuanian Parliament (Seimas) for the drafting of the post-Soviet Constitution. In Washington, he has represented the Lithuanian Ambassador and Lithuanian government. His other legal practice includes non-profits and real estate.

Paul L. Samartin is Head of Laura Devine Solicitors' U.S. immigration practice. Mr. Samartin specializes in business- and family-based immigration to the United States and has extensive experience working with embassies and consulates throughout Europe. He regularly speaks on a wide range of business- and family-based immigration matters and has written numerous articles for the American Immigration Lawyers Association. He earned his J.D. from Pepperdine University School of Law and is admitted to the State Bar of California.



Margaret Stock is 2013 Awardee of the MacArthur "Genius" Grant

Margaret D. Stock is an attorney admitted in Alaska who practices immigration and citizenship law at the Anchorage office of Cascadia Cross Border Law. A 2013 MacArthur Fellow, she earned her undergraduate, master's, and juris doctorate degrees at Harvard University, and also has a master of strategic studies degree from the US Army War College. In 2010, she retired as a Lieutenant Colonel in the Military Police, U.S. Army Reserve, after twenty-eight years of service. She is the author of *Immigration Law and the Military* (2012), and her prior affiliations include faculty at the United States Military Academy at West Point (2001–2010) and counsel to the firm Lane Powell (2010–2013). She has also written and testified extensively before Congress on issues of immigration and citizenship law.

Hon. Mimi E. Tsankov has been serving as a U.S. Immigration Judge since November 2006. In that capacity, she has been appointed: (1) Chair of the Office of the Chief Immigration Judge (OCIJ) Board of Immigration Appeals (BIA) Precedent Committee; (2) Denver Immigration Court Pro Bono Liaison Judge; (3) Liaison Judge for the Denver Immigration Courts; and (4) Contributing editor of the Immigration Judge Benchbook. In her personal capacity, she serves as President of the Federal Bar Association (FBA) Colorado Chapter, and on the Advisory Committee of the FBA Immigration Law Section. Also in her personal capacity, she serves on: (1) the Colorado Chief Justice's Commission on the Legal Profession; (2) the Hispanic Outreach Subcommittee of "*Our Courts Colorado*;" and (3) the Colorado Judicial Institute. She has published articles in the Executive Office for Immigration Review (EOIR), Immigration Legal Advisor, and in various academic journals. She speaks regularly before members of the immigration law community in national and regional conferences. She received a joint J.D.-M.A. in 1990 from the University of Virginia. **She appears at this event in her personal capacity. Her comments do not necessarily represent those of the U.S. Department of Justice.**

Antipasto on the Terraza

Join us on the terrace of our apartment for Wine and Antipasto at Via dei Giubbonari #98 immediately following the conference. The apartment is just a 400 meter walk from the Centro di Studi Americani.



Walking directions to Via dei Giubbonari, 98,



Via Michelangelo Caetani, 32
00186 Roma, Italy

1. Head **south** on **Via Michelangelo Caetani** toward **Via dei Funari** 27 m
2. Turn right onto **Via dei Funari** 60 m
3. Continue straight onto **Piazza Mattei** 24 m
4. Continue onto **Via dei Falegnami** 110 m
5. Continue onto **Piazza Benedetto Cairoli** 75 m
6. Turn right to stay on **Piazza Benedetto Cairoli** 72 m
7. Continue onto **Via dei Giubbonari**
Destination will be on the right 43 m



Via dei Giubbonari, 98
00186 Roma, Italy

Please be sure to advise Ana Maria Echiburu at the conference if you are coming for antipasto so we can expect you!