



The International and Comparative Law Program



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MARYLAND JOURNAL OF INTERNATIONAL LAW

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# **THE UNITED STATES MEXICO RELATIONSHIP IN INTERNATIONAL LAW AND POLITICS**

FALL 2017 SYMPOSIUM



# **The United States Mexico Relationship in International Law and Politics**

## FALL 2017 SYMPOSIUM

Throughout the 2016 United States Presidential campaign season, the now elected President Trump promised to "Make America Great Again" and to build a wall along the Southern United States' border. The President has also threatened to leave NAFTA and vowed to make significant changes to the United States immigration policy. These claims have been met with fervent support but also strong opposition throughout the United States and the rest of the world.

MJIL's Fall 2017 Symposium, The U.S. Mexico Relationship in International Law and Politics, seeks to bring further awareness to some of the many facets of the relationship between the United States and Mexico. Topics to be discussed at the symposium include the history of the relationship itself including territory disputes, the legality and concerns of the proposed border wall, the implications of the United States leaving NAFTA, and the current immigration policy and any effects of proposed changes. The symposium will allow for international law experts as well as many others—from lawyers to academics and beyond—to discuss both the issues with and the future of the relationship between the United States and Mexico.

Financial consideration for the symposium has been graciously provided by The Gerber Fund. The Maryland Journal of International Law would like to thank Mr. and Mrs. Lloyd M. Gerber and their children for their support and sponsorship of our Symposium. Also, a special thanks goes to the International and Comparative Law Program, the International Law Society, Professor Peter Danchin, Professor Maxwell Chibundu, and Ms. Shyala Rumsey, who all contributed to the success of the symposium.




# Symposium Schedule

Thursday Oct 19, 2017

**5:00:** Welcome and Introduction

- ◆ Professor Peter Danchin  
— Co-Director of the International and Comparative Law Program

**5:05 - 6:30 pm:** Keynote Address - Ceremonial Moot Court Room

- ◆ Professor Arnulf Becker Lorca
  - ◆ 2017 Pearl, Lawrence I. & Lloyd M. Gerber Memorial Lecture  
*"A special relationship that never was: international law in the long conflict between the United States and Mexico"*
  - ◆ Professor Maxwell Chibundu — Response
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# Symposium Schedule

Friday Oct 20, 2017

**8:00 – 8:30 am:** Welcome Reception

- ♦ Panelists will gather in the Krongard Boardroom

**8:30 am:** Opening Remarks and Welcome

- ♦ Dean Donald Tobin - Dean of University of Maryland Francis King Carey School of Law

**8:35 – 9:00 am:** Introductions

- ♦ Panelists will have an opportunity to introduce themselves and their areas of expertise.

**9:00 - 10:15 am:** Panel 1 – Mexico – United States Relations

- ♦ Chaired by Professor Peter Danchin
- ♦ Professor Guillermo Garcia Sanchez
- ♦ Professor Jose Hernandez
- ♦ Professor David Shirk

**10:30 - 12:15 am:** Panel 2 – NAFTA

- ♦ Chaired by Professor Marley Weiss
- ♦ Dean Raj Bhala
- ♦ Dr. Gabriel Cavazos Villanueva
- ♦ Professor David Gantz
- ♦ Professor Alvaro Santos



# Symposium Schedule

Friday Oct 20, 2017

**12:15 - 1:15 pm:** Lunch and Afternoon Address

- ♦ Mr. Andy Semotiuk  
*"Which Way Forward for Mexican Immigration to America?"*

**1:30 - 2:45 pm:** Panel 3 – United States – Mexico Border

- ♦ Chaired by Professor Robert Percival
- ♦ Professor Peter Reich
- ♦ Professor Gerald Dickinson
- ♦ Professor Terence Garrett

**3:00 - 4:45 pm:** Panel 4 – Immigration

- ♦ Chaired by Professor Maureen Sweeney
- ♦ Professor Geoffrey Hoffman
- ♦ Professor Kari Hong
- ♦ Professor Robert Koulisch
- ♦ Ms. Helen Kerwin
- ♦ Mr. Alejandro Celorio Alcántara

**4:45 - 5:00 pm:** Closing Remarks



# Our Panelists

In order of schedule

**Arnulf Becker Lorca** is a Visiting Faculty at the International Relations Program at Brown University. He received his SJD from Harvard Law School. His book, *Mestizo International Law: A Global Intellectual History, 1842–1933*, published in 2015 by Cambridge University Press was the winner of the 2016 Book Prize of the European Society of International Law.



**Peter Danchin** is Professor of Law and Co-Director of the International and Comparative Law Program at the University of Maryland Carey School of Law. He holds a B.A. and LL.B. with first class honors from the University of Melbourne where he was Editor-in-Chief of the Melbourne University Law Review and President of the Law Students' Society, and a LL.M. and J.S.D. from Columbia Law School where he was a Bretzfelder International Law Fellow. He was a foreign law clerk to Chief Justice Arthur Chaskalson of the Constitutional Court of South Africa, worked as a foreign associate at the New York law firm of Skadden, Arps, Slate, Meagher and Flom, and as an associate at the Australian law firm of Allens Arthur Robinson. From 2000-2006, he was a lecturer and director of the human rights program at Columbia University's School of International and Public Affairs. His areas of interest include international law, human rights, comparative constitutional law and legal theory. His scholarship focuses, in particular, on critical approaches to the right to religious freedom in international legal, political, moral and theological thought. In 2014-2015, he was as a Senior Research Fellow in Law at the Center of Theological Inquiry in Princeton where he co-lead the Inquiry on Law and Religious Freedom in

cooperation with the Program in Law and Public Affairs at Princeton University. Previously, he was a Visiting Professor in Law and Andrew W. Mellon Visiting Fellow in religious studies at the University of Cape Town.

**Professor Guillermo J. Garcia Sanchez** will join the Texas A&M University School of Law faculty in Fall 2017. Professor Garcia's current lines of research include international petroleum transactions, arbitration in the hydrocarbons sector and adjudication of international energy disputes.

He holds a B.A. in Law and a B.A. in International Relations from ITAM University in Mexico where he achieved the highest honors and several awards for his research on the international law of transboundary hydrocarbon resources in the Gulf of Mexico. Before being admitted to Harvard Law School's Doctoral Program (S.J.D.), he obtained an LL.M. from Harvard Law School in 2012 and an LL.M. in International Law from the Fletcher School of Law and Diplomacy at Tufts University in 2011. He recently defended his dissertation "Judicial Activism and Dialogue in International Human Rights Regimes: The Limits of the Inter-American System" to complete his S.J.D. degree at HLS. Before pursuing graduate school, Professor Garcia was an Associate at Curtis, Mallet-Prevost, Colt and Mosle, LLP in Mexico City where he practiced international investment arbitration with a focus on cases related to the hydrocarbons industry in Latin America. He also presented amicus briefs before the Inter-American Court of Human Rights, and served as a legal advisor on international law and the laws of the sea in the Ministry of Foreign Affairs of Mexico.



For the past two years, he has been an Affiliated Scholar of the Center for U.S. and Mexican Law at the University of Houston Law Center where he continues to serve as a Project Co-Director with Dr. Richard McLaughlin (Texas A&M at Corpus Christi) for a binational study on offshore regulation of oil and gas resources in the Gulf of Mexico. The first results of this project led to a law review publication and served as the basis for his upcoming book, which will be published in Mexico on the Mexican energy reform and its impact on U.S.-Mexico energy relations.

As part of his experience as a doctoral student, Professor Garcia served as a Teaching Assistant at the Kennedy School of Government where he assisted Professor Francisco Monaldi with the course "Political Economy of Oil and Mining in Developing Countries." The course evaluated the political and economic determinants of oil and mineral resource policies in developing countries and their impact on world markets.

Professor Garcia's research has been published in the Harvard International Law Journal, the Houston Journal of International Law, and the Arizona Journal of International and Comparative Law.



**J.A. Hernández** earned his PhD in History from The University of Chicago in 2008. He is also an alumnus of The University of Houston and The University of Texas at San Antonio. Before joining the Department of History at UH, he was an Associate Professor of History at the University of Massachusetts, Amherst (UMASS).

His research has been supported by fellowships from The Center for Mexican American Studies at the UH, the Andrew W. Mellon Foundation, Fulbright-Hayes Dissertation Fellowship, Lilly Teaching Fellowship, Center for Latin American, Caribbean and Latina/o Studies at UMASS, and a Center for Public Policy & Administration Workshop Fellowship also at UMASS.

Professor Hernández was recently awarded a US Fulbright Scholar Award (2014-2015) to complete research on his next book.



Professor Hernández's teaching interests include courses like Philosophies of History; The History of Mexico; History of Histories: Capstone Course on Historiography; Introduction to Latina/o History; Colonial Latin America; Mexican Expulsions in the US; Modern Latin America, 1492-Present; The Historians Craft: Introduction to the Study of History; Ethnicity, Race and Migration in Latin America, 1820-1930; The Mexican Revolution; Graduate Seminar on Introduction to History; and World History to 1500.

Professor Hernández's research analyzes Mexico's evolving immigration policies during the nineteenth and twentieth centuries with a particular focus on migrants and Mexican Americans that returned south to settle and colonize the northern frontier. His first book, *Mexican American Colonization During the Nineteenth Century: A History of the US-Mexico Border lands* (2012) was published by Cambridge University Press and recently won two book awards – the inaugural William M. LeoGrande Prize for the Best Book on U.S.-Latin American Relations in 2013 presented by "The School of Public Affairs" and "Center for Latin American and Latino Studies" at American University, and the 2013 Américo Paredes Book Award bestowed by the "Center for Mexican American Studies" at South Texas College.



**Dr. David A. Shirk** Dr. David A. Shirk is an associate professor in the Department of Political Science and International Relations at the University of San Diego, a Global Fellow at the Mexico Institute of the Woodrow Wilson International Center for Scholars, and a visiting professor at the UCSD School of International Relations and Pacific Studies. He conducts research on Mexican politics, U.S.-Mexican relations, and law enforcement and security along the U.S.-Mexican border. He received his B.A. in International Studies at Lock Haven University, studying abroad in Mexico, Japan, and the USSR. He received his M.A. and Ph.D. in Political Science at the University of California, San Diego, and was fellow at the Center for U.S.-Mexican Studies from 1998-99 and 2001-2003. During his undergraduate and graduate studies, Dr. Shirk received the Matthew David Klee Minority Scholarship, an American Political Science Association Ralph Bunch Program Scholarship, a National Science Foundation Minority Scholarship, and a University of California President's Scholarship. From 2003 to 2013, he was director of the Trans-Border Institute at the University of San Diego. Dr. Shirk currently directs a research initiative on the Cali-Baja region at the Center for U.S.-Mexican Studies at the UCSD School of International Relations and Pacific Studies. He also directs the "Justice in Mexico" ([www.justiceinmexico.org](http://www.justiceinmexico.org)), a research initiative on criminal justice and the rule of law in Mexico.

**In 1984, Professor Weiss** left the position of associate general counsel of the United Auto Workers to join the faculty as associate professor of law. Weiss had worked in the UAW Legal Department since her graduation from Harvard Law School. Professor Weiss spent her sabbatical leave in 1993-94, as a visiting professor at the Eötvös Loránd University Faculty of Law, in Budapest, Hungary, and returned there as a Visiting Fulbright Lecturer for the spring semester, 1997. Professor Weiss served as Chairperson of the National Advisory Committee to the U.S. National Administrative Office for the NAFTA Labor Side Agreement from 1994-2001. In 1996-1997, she served as Secretary-elect, and in 1997-1998, as Secretary, of the American Bar Association Section of Labor and Employment Law.



**Rakesh ("Raj") Kumar Bhala** is the inaugural holder of the Rice Distinguished Professorship (2003-present), a university-level chair, at the University of Kansas School of Law, where he also has served as Associate Dean for International and Comparative Law (2011-17).

Raj also is Senior Advisor to Dentons U.S. LLP, which with approximately 136 offices in 57 countries is the largest law firm in the world.

Raj practiced at the Federal Reserve Bank of New York (1989-93), where he twice won the President's Award for Excellence, thanks to his service as a United States delegate to the United Nations Conference on International Trade Law (UNCITRAL). His work at the New York Fed covered foreign exchange (FX), and the historic enforcement action against the Bank of Credit and Commerce International (BCCI).

Raj has served as International Legal Consultant for the Bahraini and Saudi Arabian offices of Blake, Cassels & Graydon (Canada) (2015-17), and as consultant to the World Bank, IMF, Government of Laos, and several private sector multinational companies. His first decade in the legal academy was spent at William & Mary (1993-98), where he earned tenure, and George Washington (GW) (1998-2003), where he was awarded a Research Professorship. At both law schools, Raj headed the International and Comparative Law program.

A Harvard Law School graduate (1989), Raj completed Masters degrees at LSE (1985) and Oxford (1986) as a Marshall Scholar (1984-86), and an undergraduate degree at Duke as an Angier B. Duke Scholar (1980-84).

Raj authors one of the world's leading textbooks in international trade law, *International Trade Law: An Interdisciplinary, Non-Western Textbook* (4th ed., 2015), and the first treatise on GATT in nearly 50 years, *Modern GATT Law* (2nd ed., 2013). He is the first non-Muslim American scholar to write a textbook on Islamic Law, *Understanding Islamic Law (Shari'a)* (2nd ed., 2016), which is used across the world and by U.S. Special Operations Forces. His newest book is on the Trans Pacific Partnership (TPP), *TPP Objectively* (2016), and he is working on one on India, *Business Law of Modern India*.

"On Point" is his monthly column, which BloombergQuint (India) publishes ([www.bloombergquint.com](http://www.bloombergquint.com)).

Raj is an avid long distance runner, and has completed 67 marathons, including the three World's Major's in the U.S. – Boston, Chicago, and New York. He is an avid but struggling student of Shakespeare and Hindi.

For more about Raj, please see the Wikipedia entry, [https://en.wikipedia.org/wiki/Raj\\_Bhala](https://en.wikipedia.org/wiki/Raj_Bhala).



**Dr. Gabriel Cavazos Villanueva.** Attorney at Law from Universidad Regiomontana in 1988. Diploma in Public Administration by the INAP in 1993. In 1997, he obtained an LL.M with a specialization in International Economic Law from the University of Toronto (Canada). In 2001, he obtained a second LL.M with specialization in International and Comparative Law by Tulane University (Louisiana, USA) graduating with honors. Doctoral degree (Ph.D) in International and Comparative Law (2008) from the same University. He has worked in the three orders of government and in the legislative branch in Mexico. Among other things, he has been an Advisor to the Senate of the Republic (1994 – 1996); Head of the Legal Affairs Office of the Delegation of the Federal Secretariat of Social Development in the State of Nuevo León (1997-1998); Head Counsel of the Economic Development Agency of the State of Nuevo León (2004-2006). In the Tecnológico de Monterrey (ITESM) he has been, among others, a researcher at the Juridical Center for Inter-American Trade (JURICI) (1997-1999); Director of the Master's Program in International Commercial and Trade Law (1999-2003); Professor of the Virtual University and of the Department of Law. Director of the Master's Program in International Law (since 2003) and of the Department of Law and Political Analysis of the Graduate School of Public Administration and Public Policy (EGAP). From November of 2009 to June of 2011 he was Dean of the Division of Economics and Law and from this date until December 2012, he was Associate Dean of the School of Business, Social Sciences and Humanities of the Metropolitan Zone of Monterrey. On January 3, 2013, he was appointed Dean of the Graduate

School of Public Administration and Public Policy (currently School of Government and Public Transformation), based in Monterrey. He is a consultant in international law and foreign investment matters. He has been retained several times as an expert witness in matters of international and Mexican law in civil and criminal trials in the United States. He has participated, with a group of Mexican jurists, as amicus curiae in a case before the Supreme Court of the United States. He has been a panelist (arbitrator) in the dispute settlement mechanism for antidumping and countervailing duties of NAFTA Chapter 19.



**David A. Gantz**, AB (Harvard College), JD, JSM (Stanford Law School), is Samuel M. Fegly Professor at the University of Arizona, James E. Rogers College of Law, where he teaches and writes in the areas of international trade and investment law, regional trade agreements, public international law and international environmental law. He served earlier in the Office of the Legal Adviser, U.S. Department of State and practiced law in Washington, D.C. Gantz is the author or co-author of four books and more than 50 law review articles and book chapters. He has served as a consultant for the UNDP, USAID and the World Bank, among others, and as a panelist under Chapters 11, 19 and 20 of NAFTA. His most recent book is *Liberalizing International Trade after Doha: Multilateral, Plurilateral, Regional and Unilateral Initiatives* (Cambridge University Press, 2013, 2015).



**Alvaro Santos** is Professor of Law and Director of the Center for the Advancement of the Rule of Law in the Americas (CAROLA) at Georgetown University. He teaches and writes in the areas of international trade, economic development, transnational labor law and drug policy. His recent scholarship examines how emerging countries may expand their regulatory policy space for development in the international trade regime.

Professor Santos regularly teaches at Georgetown's WTO Academy and Harvard's Institute for Global Law and Policy (IGLP) and has also taught at the University of Texas, Tufts University, Melbourne Law School, and the University of Turin. He serves on the editorial boards of the *Journal of International Economic Law*, the *American Journal of Comparative Law*, the *Law and Development Review*, and the *Latin American Journal of International Trade Law*. He holds S.J.D. and LL.M. degrees from Harvard Law School, and a LL.B. from Universidad Nacional Autónoma de México (UNAM).

**Mr. Andy J. Semotiuk** is a U.S. and Canadian immigration attorney. A member of the New York and California bars in the United States and Ontario and B.C. in Canada, Mr. Semotiuk has offices in New York and Toronto. Mr. Semotiuk is also a columnist for *Forbes* and a former U.N. correspondent. His articles on immigration have been read by over one million readers.





**Professor Percival** joined the Maryland faculty in 1987 after serving as senior attorney for the Environmental Defense Fund. While in law school, he served as managing editor of the Stanford Law Review and was named the Nathan Abbott Scholar for graduating first in his class. Percival served as a law clerk for Judge Shirley M. Hufstедler of the U.S. Court of Appeals for the Ninth Circuit and for U.S. Supreme Court Justice Byron R. White. Percival also served as a special assistant to the first U.S. Secretary of Education. Percival is internationally recognized as a leading scholar and teacher in environmental law. Since 1992 he has been the principal author of the country's most widely used casebook in environmental law, *Environmental Regulation: Law, Science & Policy*, now in its seventh edition. He is the author of more than 100 publications that focus on environmental law, federalism, presidential powers, regulatory policy and legal history. Percival has taught as a visiting professor of law at Harvard Law School in 2000 and 2009 and at Georgetown University Law Center in 2005 and 2011. He received the University System of Maryland Board of Regents' 'Faculty Award for Collaborative Teaching' in 2005 and in 2007 he was named the University's 'Teacher of the Year.' In 2014 Percival received the 'Senior Distinguished Education Award' from the IUCN Academy of Environmental Law in recognition of his outstanding teaching and contributions to the field of environmental law.

**Peter L. Reich** received his J.D. from UC Berkeley and Ph.D. in modern Latin American history from UCLA. He is Lecturer in Law at UCLA School of Law, where he teaches constitutional Law, contracts, evidence, and academic support to foreign law students pursuing the LL.M. degree. Professor Reich was formerly Associate Dean and Professor of Law at Whittier Law School, where he taught environmental Law, law of the U.S.-Mexico border, real property, and water Law. He also serves as a thesis supervisor for Harvard University's Graduate Program in Sustainability and Environmental Management. Professor Reich's research focuses on the environmental law of Latin America and the U.S. Southwest, and he has published numerous books and articles. He has received Fulbright, Social Science Research Council, Rocky Mountain Mineral Law Foundation, and Huntington Library fellowships. Professor Reich's *The Law of the United States-Mexico Border: A Casebook* was just released by Carolina Academic Press. As an expert on Mexican and U.S. environmental law, he prepares legal documents, testifies in court proceedings, and consults on litigation and appellate strategy.



**Professor Gerald Dickinson's** teaching and scholarship focus on constitutional property, state and local government law, land use, affordable housing law and policy and urban development.

Professor Dickinson practiced with the Real Estate Group at Reed Smith LLP (Pittsburgh), where he concentrated on all aspects of real estate development and litigation, specifically focusing on land use, zoning, economic development, landlord-tenant and eminent domain. While at the firm, he founded and coordinated the Reed Smith Housing Rights Project, a pro bono initiative advocating on behalf of indigent tenants in eviction proceedings in Allegheny County in collaboration with the Neighborhood Legal Services Association.

Professor Dickinson clerked for the Honorable Theodore A. McKee, Chief Judge of the United States Court of Appeals for the Third Circuit in Philadelphia.

Professor Dickinson is also a former Fulbright Scholar to Johannesburg, South Africa, where he conducted a comprehensive project on urban development and housing at the Centre for Applied Legal Studies and the University of the Witwatersrand School of Law.

**Dr. Terence M. Garrett**, The University of Texas Rio Grande Valley, USA  
*Professor and Chair, Public Affairs and Security Studies Department*  
Terence M. Garrett (Ph.D., University of Oklahoma) has doctoral field concentrations in public administration, comparative politics, and international relations within the academic discipline of political science. Dr. Garrett is currently professor and chair of the Public Affairs and Security Studies (PASS) Department at the University of Texas Rio Grande Valley. He has published works in journals such as the International Journal of Social Economics (IJSE), International Journal of Organization Behavior and Theory, Administration & Society, Education + Training, Public Voices, American Review of Public Administration, and Administrative Theory & Praxis (AT&P). Dr. Garrett serves as associate editor for IJSE, advisory editor for Public Voices and AT&P. He is a steering committee member for University of Texas System Chancellor McRaven's Texas National Security Network (link: <https://www.txnsn.org/index.html#leaders>)



Dr. Garrett has testified as an expert witness on walls and fencing along the Mexico/USA border in the United States Senate's Homeland Security and Governmental Affairs Committee (4 April 2017). His current research is concerned with phenomenology and organizational theory, homeland security, and the postmodern turn in public administration.



**Professor Sweeney** is a founding board member of the Maryland Immigrant Rights Coalition, a non-profit organization dedicated to assisting Maryland immigrants through the coordination and enhancement of pro bono representation of low-income immigrants; community education, and advocacy on behalf of immigrants. In 2015, she was awarded the Benjamin L. Cardin Distinguished Service Award by the Maryland Legal Services Corporation, an award presented yearly to an outstanding public interest lawyer whose career has been dedicated to providing, promoting or managing civil legal services to low-income Marylanders. Prior to coming to the law school, Professor Sweeney worked at different times at Associated Catholic Charities Immigration Legal Services in Baltimore; the Migrant Legal Action Program in Washington, DC; Farmworker Legal Services of North Carolina in Raleigh, NC; and the Texas Center for Immigrant Legal Assistance in Houston, Texas. Professor Sweeney has published other articles in the American Journal of Public Health, the Yale Journal of Law and Feminism, and the University of Maryland Law Journal of Race, Religion, Gender and Class.

**Geoffrey Hoffman** is the Director of the University of Houston Law Center's Immigration Clinic and a clinical associate professor of law. He specializes in immigration-related federal court litigation, deportation defense, asylum cases, and appeals before the Board of Immigration Appeals. He has served as counsel or co-counsel in more than 50 trial and appellate cases. Professor Hoffman served as co-counsel before the Supreme Court of the United States in the precedent-setting immigration case, *Carachuri-Rosendo v. Holder*. Prior to joining the Clinic, he practiced immigration law at Kurzban Kurzban Weinger & Tetzeli, P.A. in Miami. Previously, Professor Hoffman was a Visiting Assistant Professor at the University of Illinois, held the Forrester Fellowship at Tulane Law School and was a Lecturer at the University of Miami. In addition to his practice and teaching experience, Professor Hoffman served as a judicial law clerk for the Honorable Paul V. Gadola, U.S. District Court for the Eastern District of Michigan for a two-year term 1998-2000. Professor Hoffman has also published articles on immigration, international law, international human rights, and racial profiling, including most recently, "Immigration Appellate Litigation Post-Deportation: A Humanitarian Conundrum," 5 HLR 143 (2015) (co-authored); "A Collision Between Asylum Law and The Hague Convention on Civil Aspects of International Child Abduction," 5:8 AILA's Inside Immigration (July 2014); and "The War on Terror as a Metaphor for Immigration Regulation," appearing in the University of Iowa's Journal of Gender, Race and Justice, co-authored, 2012. In 2014, Professor Hoffman received the American Immigration Lawyers Association (AILA) Elmer Fried Excellence in Teaching Award. In 2015, Professor Hoffman was awarded the University of Houston Teaching Excellence Award (T.E.A.) for clinical faculty, a university-wide award established by the University's Provost. Also, in 2015, he was awarded the Certificate of Excellence for service to the Law Center and University. In 2016, Professor Hoffman received the Ethel M. Baker Faculty Award. He has taught Crimmigration-Issues at the Intersection of Criminal and Immigration Law, Immigration Law, Immigration Clinic, and Asylum Law at the University of Houston.







**Kari Hong** is an assistant professor of law at Boston College Law School. An expert in immigration law, criminal law, and LGBT issues, Professor Hong's scholarship focuses on the immigration consequences of criminal convictions, immigration policy, and contemporary matters in criminal law. Her work has been cited by the New Jersey Supreme Court and in briefs to the Supreme Court. Her analysis has appeared in CNN, USA Today, ABC News, CBS News, the Boston Globe, and the Washington Post. She has appeared on television, radio, and in print.

In addition, she founded and runs the BC Ninth Circuit Appellate Program, which provides pro bono representation to non-citizens with criminal convictions. A central criticism of immigration law is that it treats hundreds of crimes the same, failing to take into account that state and federal judges consider specific offenses not serious or deserving of probation instead of incarceration. The clinic's mission is to use federal court advocacy to restore proportionality and common sense into the immigration consequences of criminal convictions. Notable decisions include *Lopez-Valencia v. Lynch*, 798 F.3d 863 (9th Cir. 2015) (holding Cal. Pen. Code § 484(a) overbroad and indivisible) (*Kelly Schwartz '15* and *Jeremy Sanders '15*) and *Vera-Valdevinos v. Lynch*, No. 14-73861, (9th Cir. 2016) (holding that Ariz. Rev. Stat. 13-3408 is overbroad and indivisible as an aggravated felony and deportability ground) (*Jovalin Dedaj '16* and *Cristina Manzano '16*). Prior to joining the faculty, Professor Hong owned her own firm with offices in California and Oregon. In private practice, Professor Hong prepared nearly 100 actions in the Ninth Circuit Court of Appeals, representing non-citizens in asylum, removal defense, and citizenship claims and criminal defendants accused of white collar crimes, violent felonies, and drug-related offenses. In the California courts, she prepared nearly 50 state criminal appeals, which included clients who had been convicted of serious felonies and those on death row.

**Robert Koulish**, Ph.D., a political scientist, is Director of MLAW Programs and is Joel J. Feller Research Associate Professor in the Department of Government and Politics at UMD, and Lecturer at Law at the Carey School of Law. He has conducted several studies and authored numerous peer-reviewed and law review academic articles on immigration detention; immigration, asylum and human rights at the US/Mexico border; immigration privatization; and criminalization. In particular he is author of the several existing studies on risk and detention for Baltimore, Maryland: *The Immigration Detention Risk Assessment*, (Georgetown Immigration Law Journal); *Detained Without Process* (ACLU of MD); *Using Risk to Assess the Legal Violence of Mandatory Detention* (LAWS); *Immigration Detention in the Risk Classification Era* (Connecticut Public Interest Law Journal); He is also author of *American Democracy: Subverting the Rule of Law* (Routledge Press, 2010), and co-editor of *Immigration Detention, Risk and Human Rights* (Springer Press, 2016).



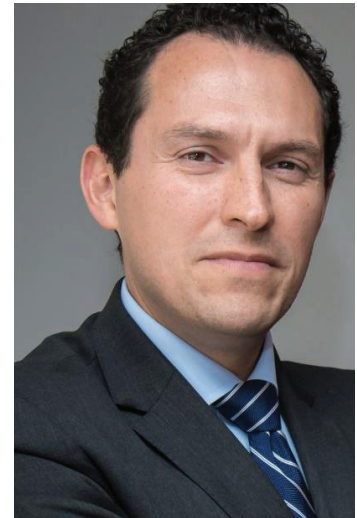


**Helen Kerwin** is a Legal Fellow at the Inter-American Commission on Human Rights. She received her J.D. from The University of Texas School of Law, where she participated in the Immigration and Human Rights Clinics and interned at the Mexico offices of the UN High Commissioner for Refugees, the Inter-American Court of Human Rights, Dejusticia (the Center for Law, Justice, and Society in Bogotá, Colombia), and the Western District of Texas – Austin Division. She also holds B.A. and M.A. degrees in International Studies from The University of Oklahoma.

**Mr. Alejandro Celorio Alcántara** has been a career Mexican diplomat since 2006. He currently serves as Head of the Hispanic and Migration Affairs Section at the Embassy of Mexico in Washington, D.C. In that capacity, he is involved in the implementation of consular protection and assistance, as well as integration initiatives in coordination with the 50 consular offices of Mexico in the United States.

Alejandro has over 10 years of experience in immigration law and policy as well as in consular affairs. Prior to his appointment in Washington, D.C., he worked for more than three years as Consul of Protection and Legal Affairs at the Consulate General of Mexico in Sacramento, California. In that position, he was in charge of several consular programs offering direct assistance to Mexican nationals in criminal, labor, civil and immigration matters.

Alejandro was born and raised in Mexico City, Mexico. He holds a Law Degree from the Universidad La Salle and a M.A. from the International Institute for the Sociology of Law in the Basque Country of Spain. He also earned two LL.M.s, one in International Transactions and Comparative Law at the University of San Francisco Law School and in U.S. Law at the University of Houston Law Center.



**Professor Maxwell Chibundu**, a member of the University of Maryland Baltimore Francis King Carey School of Law faculty, teaches courses and conducts Seminars in a variety of areas including: United States Civil Procedure, United States Federal Courts, International Business Transactions, Public International Law and Comparative Jurisprudence. He thinks about and writes on such subjects as structures of legal interpretation, problems of customary international law, state formation, International Human Rights, relationships between “domestic” and “international law,” and those of law and economic development.



# Maryland Journal of International Law

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