

**MICHAEL G. HEYMAN**  
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**Education**

TEMPLE UNIVERSITY, B.A., English, 1968

UNIVERSITY OF WISCONSIN, M.A., English, 1968

THE GEORGE WASHINGTON UNIVERSITY, THE NATIONAL LAW CENTER, J.D., 1972

NEW YORK UNIVERSITY, LL.M., 1976

All degrees with honors; several scholarships and fellowships.

***Professional Experience***

1972-73: Law Clerk to A. Donald McKenzie, Superior Court of New Jersey, Chancery Division (Matrimonial) and Harold A. Ackerman, Superior Court of New Jersey (General Equity), now Federal District Court, District of New Jersey.

1973-76: Attorney, Wald & Del Vento, East Orange, New Jersey.

1976-Present: The John Marshall Law School. Rank: Professor

**Publications**

Case Note, 12 ATOMIC ENERGY LAW JOURNAL 301 (1970) (Associate Editor of the journal);

Hisquierdo v. Hisquierdo, PREVIEW OF UNITED STATES SUPREME COURT CASES, October 1978 Term 2;

The Illinois Marriage and Dissolution of Marriage Act: New Solutions to Old Problems, 12 JOHN MARSHALL JOURNAL OF PRACTICE AND PROCEDURE 1 (1978);

Application for Asylum: What Burden for the Alien?, Preview of United States Supreme Court Cases, 1983-1984 Term 155;

Can a State Require Notaries Public to be Citizens?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1983-1984 Term 11;

Ensuring Impartial Juries in Capital Cases: When May Jurors be Excused for Cause?, PREVIEW

OF UNITED STATES SUPREME COURT CASES, 1984-1985 Term 11;

Double Vision or Double Jeopardy: When is the Same Offense the Same Offense?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1984-1985 Term 11;

Human Rights and the Constitution: What Relief for the Haitian Boatpeople?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1984-1985 Term 373;

Civil Forfeiture: Whose Property is it Anyway, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1985-1986 Term 63;

May a State Base Veterans Benefits on the Residence of the Recipients?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1985-1986 Term 219;

Double Jeopardy and the Death Penalty; When is Resentencing Prohibited?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1985-1986 Term 269

(Reprinted in the American Bar Association Journal);

What is the Proper Burden of Proof for Aliens in Asylum Cases?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1986-1987 Term 5;

May Deported Aliens who Unlawfully Re-enter the United States Collaterally Attack the Deportation?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1986-1987 Term 286;

What is the Proper Legal Standard for Denaturalization?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1986-1987 Term 435;

Book Review, G. Loescher and J. Scanlan, Calculated Kindness: Refugees and America's Half-Open Door, 1945 to Present, 21 INTERNATIONAL MIGRATION STUDIES (1987);

Ideological Exclusion: The Ins and Outs of American Immigration Law, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1987-1988 Term 7;

The Court Takes Another Look at the Proper Legal Standard for Denaturalization, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1987-1988

Term 37;

Deportation and Asylum: When Must Deportation Proceedings Be Reopened to Hold a Hearing on Asylum?, PREVIEW OF UNITED STATES SUPREME COURT CASES,

1987-1988 Term 157;

They Fought at Corregidor, But Can They Become Citizens?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1987-1988 Term 270;

Fees for Fees: When Should Fees be Awarded for Fee Litigation under the Equal Access to Justice Act?, PREVIEW OF UNITED STATES SUPREME COURT CASES 1989-1990 Term;

Book Review, F. Bean, J. Schmandt and S. Weintraub, Mexican and Central American Population and U.S. Immigration Policy, 24 INTERNATIONAL MIGRATION REVIEW 604 (1990);

What Future for Class Actions in Immigration Law?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1990-91 Term;

What Burden of Proof for the Asylum Seeker?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1991-92 Term;

Language and Silence: The Supreme Court's Search for the Meaning of American Denaturalization Law, 5 GEORGETOWN IMMIGRATION LAW JOURNAL 409 (1991);

Joseph Patrick Doherty: When may the United States Attorney General Unilaterally Deny Humanitarian Relief to an Alien?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1991-92 Term;

Goodwill and the Ideal of Equality: Marital Property at the Crossroads, 31 JOURNAL OF FAMILY LAW 1(1992-93);

Is it Lawful for the United States to Interdict Haitian Vessels on the High Seas and Summarily Repatriate their Occupants?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1992-93 Term;

Is Legalization Still Available for Aliens Who Were Misled by the INS During the Amnesty Program?, PREVIEW OF UNITED STATES SUPREME COURT CASES, 1992-93

Term;

The INS and the Detention of Children: What does Due Process Require?,  
PREVIEW OF UNITED STATES SUPREME COURT CASES, 1992-93 Term;  
Judicial Review of Discretionary Immigration Decisionmaking, 31 SAN DIEGO LAW REVIEW 861  
(1995).

Discretionary Adjudicatory Rulemaking: Due Process of Lawmaking and Immigration Law, 11  
GEORGETOWN IMMIGRATION LAW JOURNAL 83 (1996);

Brief for Amicus Curiae Law Faculty and Instructors in Support of Respondent, INS v. Elramly,  
docket number 95 -93 9, in the Supreme Court of the United States (1996);

What's the Proper Legal Standard for Deporting a Refugee to a Dangerous  
Homeland Where He Possibly Committed a Serious Nonpolitical Crime, 1999  
PREVIEW OF UNITED STATES SUPREME COURT CASES 240 (1999);

May the INS Indefinitely Detain Criminal Aliens Awaiting Deportation, 2001 PREVIEW OF  
UNITED STATES SUPREME COURT CASES 267 (2001);

Immigration Law in the Supreme Court: The Flagging Spirit of the Law, 28 NOTRE DAME  
JOURNAL OF LEGISLATION 1 (2001). Reprinted in the Immigration and Nationality Law Review  
of the University of Cincinnati as one of the lead articles of the year, 2003.

Asylum, Social Group Membership and the Non-State Actor: The Challenge of Domestic  
Violence, 36 the UNIVERSITY OF MICHIGAN JOURNAL OF LAW REFORM 767 (2003).

Asylum, Domestic Violence and the Non-State Actor, presented before the Faculty of Law, Vrije  
Universiteit, Amsterdam on October 2, 2004 during the conference on Gendered Borders, and  
reprinted among the conference materials.

Domestic Violence and Asylum: Toward a Working Model of Affirmative State Obligations,  
Oxford University, 17 International Journal of Refugee Law 729 (2005).

Protecting Foreign Victims of Domestic Violence: An Analysis of Asylum Regulations, 12 New  
York University Journal of Law and Public Policy 115 (2008), to be re-published by Matthew  
Bender in its hard copy of Immigration Briefings, 2009

It is Time for the United States to Ratify the Convention for the Elimination of All Form of  
Discrimination Against Women, 9 Wash. U. Global Legal Studies Law Review 1 (2010).

The Natural and Probable Consequences Doctrine: A Case Study in Failed Law Reform,  
Berkeley Journal of Criminal Law (Fall, 2010).

Losing All Sense of Just Proportion: The Peculiar Law of Accomplice Liability (2012).

### **Selected Additional Professional Activities**

Co-founder of the AALS Section on Immigration, Principal speaker for the AALS Immigration Section Program at the 1985 annual meeting, Moderator for the Immigration Section program at the 1987 annual meeting, and Program Chair for the 1988 AALS meeting (as section chair).

National Director of Law Teachers for Legalization, an ad hoc committee of immigration law teachers from AALS schools during the legalization period in the late 1980s.

Co-founder and participant in a Federal Bar Association project to train attorneys to help upwards of 160,000 aliens acquire United States citizenship.

Consultant, Public Education Division of the American Bar Association as Contributing Editor to Preview of United States Supreme Court Cases, 1980s to the present.

Appointed to the ABA Family Law Section's Committee on Adoption reform.

Founder and Director of The Immigration Law Clinic at The John Marshall Law School. The clinic was a year-long course, offered for six credit hours. It was open to students from nine area schools (as far away as Notre Dame), chiefly focusing on asylum cases. It was done under the aegis of the Midwest Immigrant and Human Rights Center, and drew additional faculty from throughout Chicago.

Legal Director, Immigration Law Clinic, a collaborative effort between the National Immigrant Justice Center and The John Marshall Law School, as of January, 2012.

Frequent luncheon speaker and speaker at numerous workshops and other gatherings. For example, I spoke in Australia on the topic of the detention of boatpeople and was later interviewed on ABC news. In October, 2004, I spoke at a conference in Amsterdam called Gendered Borders, on the topic of domestic violence and asylum in the United States.

Presenter at annual AALS Immigration Section Workshops at a number of universities nationally since 1996.

### **Professional Memberships**

American Bar Association  
American Immigration Lawyers Association  
Illinois State Bar Association  
Federal Bar Association