

JUAN P. CABALLERO
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CURRENT POSITION

UNIVERSITY OF FLORIDA LEVIN COLLEGE OF LAW, GAINESVILLE, FLORIDA 2022-PRESENT
Director, Immigration Clinic, 2022-present

Courses Taught: Immigration Law Clinic, Immigration Law (doctrinal)

College Service: Diversity & Community Relations (2022-2023), Chair (2023-present)
Public Interest Committee (ad hoc), Chair (2023-present)
Moot Court Advisor (2023-present)

PUBLICATIONS

Allocating Deference in Shared Administrative Space, 56 Loy. L.A. L. Rev. 883 (2023).

An Inconsistent Chevron Standard: Refining Chevron Deference in Immigration Law, 52 Loy. U. Chi. L.J. 179 (2020).

Administering the Spectrum of Deference in the Administrative Age, 10 NYU J.L. & Liberty 810 (2016) (Note).

NYU Immigrant Rights Clinic Practice Advisory: Understanding Lora v. Shanahan and the Implementation of Bond Hearings for Immigrants in Prolonged Detention, 21-2 Bender's Immigr. Bull. 03 (2016) (with Eva Yung).

Smith v. United States of America, 39 Moot Court Casebook 199, N.Y.U Moot Court Board (2015).

SHORTER WORKS

Here's how anti-transgender bills are a kind of legal persecution, TAMPA BAY TIMES, April 22, 2023, <https://www.tampabay.com/opinion/2023/04/22/heres-how-anti-transgender-bills-are-actually-kind-legal-persecution-column/>

Learning from Greg Abbott's socialist approach to immigration, The Hill, Mar. 26, 2024, <https://thehill.com/opinion/4555576-learning-from-abbotts-socialist-approach-to-immigration/>

EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, New York May 2016
Juris Doctorate

Root-Tilden-Kern Scholar, 2013-2016; *full tuition scholarship for commitment to public interest law*
Moot Court Board (Equivalent to a Journal); *staff editor, case book division*

EL COLEGIO DE MÉXICO, Mexico City, Mexico 2012 – 2013
Fox International Fellow

YALE UNIVERSITY, New Haven, Connecticut 2012
B.A., History

EXPERIENCE

New York University School of Law, New York, NY 2021 – 2022
Acting Assistant Professor of Lawyering

Taught Lawyering, a year-long experiential course introducing first-year students to legal analysis, research, writing, client counseling, and negotiation. Researched and wrote on administrative law, immigration law, and civil rights.

Roger Baldwin Foundation of the ACLU of Illinois, Chicago, Illinois 2019 – 2021
Staff Attorney

Investigated, filed, and litigated civil liberties and civil rights cases in federal and state courts. Conducted legal research, drafted complaints, and managed discovery and litigation. Conducted community outreach. Supervised law student interns and volunteer attorneys.

Selected Litigation:

- Crainic v. Kolutwenzew, No. 20-2138 (C.D. Ill. July 24, 2020): Co-authored emergency habeas motions and trial briefs challenging the conditions of confinement for immigrant detainees with underlying medical conditions that placed them at heightened risk of suffering serious harm from contracting COVID-19. Counseled detained immigrant clients and drafted related declarations.
- Dumiak v. Village of Downers Grove, No. 19- 5604, 2020 WL 4349890 (N.D. Ill. July 29, 2020): Successfully represented panhandlers challenging the Village of Downers Grove anti-solicitation ordinance. Co-authored trial briefs addressing the First Amendment implications of the ordinance and the applicability of the qualified immunity doctrine. Participated in negotiations with opposing counsel.

MICHIGAN STATE UNIVERSITY COLLEGE OF LAW, IMMIGRATION LAW CLINIC,
East Lansing, Michigan 2018 – 2019
Teaching Fellow

Designed and taught clinic seminars in collaboration with the Immigration Law Clinic Director. Supervised student clinicians with casework serving non-citizen clients. Directly represented both detained and non-detained clients before the Executive Office of Immigration Review and U.S. Citizenship and Immigration Services. Developed and managed the clinic docket in consultation with the Director. Coached MSU moot court team that won the NYU School of Law's 15th Annual National Immigration Law Competition. Teaching evaluations available upon request (2018–2019).

Courses Taught:

- Immigration Law Clinic
- Refugee & Asylum Law Seminar

Selected Litigation:

- Garcia v. Barr, 960 F.3d 893 (6th Cir. 2020): Represented client challenging the Board of Immigration Appeals' decision to remove his "unaccompanied alien child" status under the Trafficking Victims Protection Reauthorization Act of 2008. Authored merits briefs, emergency stay motions, and motions for reconsideration.
- Al Jibory v. Garland, No. 19-3123, 2021 U.S. App. LEXIS 13877 (6th Cir. May 10, 2021): Represented indigent client challenging the Board of Immigration Appeals' denial of his deferral of removal under the Convention Against Torture. Authored merits briefs and stay motions before the Sixth Circuit. Successfully petitioned the Sixth Circuit panel to remand the case to the Board of Immigration appeals for failure to consider all relevant evidence.

AMERICAN CIVIL LIBERTIES UNION OF MICHIGAN, Grand Rapids, Michigan 2016 – 2018
Legal Fellow

Developed and litigated cases at the trial and appellate level in both state and federal courts. Conducted factual and legal research; prepared memoranda; drafted Freedom of Information Act requests; wrote demand letters; drafted pleadings and briefs; conducted discovery. Developed and disseminated materials related to advocacy campaigns. Conducted Know Your Rights presentations.

Selected Litigation:

- Michigan Immigrant Rights Ctr. v. Dep't of Homeland Sec., No. 16-14192, 2020 WL 91539 (E.D. Mich. Jan. 8, 2020): Co-authored briefs in successful challenge of the defendant's withholding of responsive documents requested under the Freedom of Information Act. 5 U.S.C. §552, et seq. Negotiated production of documents with opposing counsel.
- Hamama v. Adducci, 912 F.3d 869 (6th Cir. 2018), cert. denied, No. 19-294, 2020 WL 3578681 (U.S. July 2, 2020): Co-authored habeas petition and briefs on behalf of a putative nationwide class of Iraqis with old removal orders. Challenged the prolonged detention of putative class members without individualized determinations of danger and flight risk. Counseled detained immigrant clients and drafted their declarations.
- Roe v. Snyder, 240 F. Supp. 3d 697 (E.D. Mich. 2017): Co-authored briefs challenging the retroactive application of amendments to the Michigan Sex Offenders Registry. Leveraged this enforcement action to negotiate the implementation of the Sixth Circuit's opinion in *Does #1-5 v. Snyder*, 834 F.3d 696 (6th Cir. 2016).

NEW YORK UNIVERSITY IMMIGRANT RIGHTS CLINIC, New York, New York 2014 – 2016
Student Clinician

Represented non-citizen clients in removal proceedings before Immigration Court, the Board of Immigration Appeals, and the U.S. Court of Appeals for the Second Circuit. Drafted motions, merit briefs, and amicus curiae briefs. Collaborated with community partners to author reports for public consumption.

Selected Litigation:

- Lora v. Shanahan, 804 F.3d 601 (2d Cir. 2015), cert. granted, judgment vacated, 138 S. Ct. 1260 (2018): Drafted brief in opposition to petition for a writ of certiorari to the U.S. Supreme Court. Co-authored practice advisory dissecting the U.S. Court of Appeals for the Second Circuit's interpretation of 8 U.S.C. § 1226.
- Centro de la Comunidad Hispana de Locust Valley v. Town of Oyster Bay, 868 F.3d 104 (2d Cir. 2017): Co-authored amicus curiae brief in support of appellees petition before the U.S. Court of Appeals for the Second Circuit. Interviewed day laborer organization representatives and drafted declarations on behalf of nine organizations.

RESEARCH, PROFESSOR BIJAL SHAH, New York, New York 2015
Research Assistant

Researched the Eighth Amendment implications of immigration proceedings and the constitutionality of the practice of shackling pregnant women in civil detention. Wrote memoranda on the effect of executive action in administrative decisions.

RESEARCH, PROFESSOR JOCELYN SIMONSON, New York, New York 2014 – 2015

Researched policies pertaining to civilian review and monitoring of police activities. Prepared memoranda discussing settlements between the Department of Justice and the Police Departments around the country and identified a set of “best practices” that emerged from the collection of these settlement agreements. Analyzed laws pertaining to bail and bail funds from around the country. Collected data on then-existing community bail funds.

AWARDS AND HONORS

GARY E. MONCRIEFFE AWARD, New York University School of Law, 2016

NATIONAL MOOT COURT COMPETITION AWARD, New York University School of Law, 2016

PAUL K. AND EVALYN ELIZABETH COOK RICHTER FELLOWSHIP, Yale University, 2011

BAR ADMISSIONS AND CERTIFICATIONS

New York, 2017

United States District Court for the Eastern District of Michigan, 2018

United States Court of Appeals for the Sixth Circuit, 2019

Illinois, 2020

United States District Court for the Northern District of Illinois, 2020

United States District Court for the Central District of Illinois, 2020

United States Court of Appeals for the Seventh Circuit, 2020

LECTURES AND PRESENTATIONS

Redistricting & Gerrymandering Panel Discussion, NYU ACS Moderator, New York, NY (Nov. 17, 2021)

Let's Talk Immigration: Past, Present & Future, Presenter, University of Florida Hispanic Student Association, Gainesville, FL (Sept. 19, 2023)

Immigration Initiative Panel, Panelist, University of Florida Bob Graham Center, Gainesville, FL (Nov. 30, 2023)

LANGUAGES

Spanish (fluent)

PROFESSIONAL REFERENCES

Professor David Thronson

Alan S. Zekelman Professor of International
Human Rights Law
Michigan State University College of Law
David.Thronson@law.msu.edu
(517) 432-6916

Professor Veronica Thronson

Clinical Professor of Law
Michigan State University College of Law
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(517) 432-6960

Miriam Aukerman

Senior Staff Attorney
American Civil Liberties Union of Michigan
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Professor Andrew Williams

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New York University School of Law
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