

MONIKA BATRA KASHYAP

batram@seattleu.edu | 206.818.7831

EDUCATION

UNIVERSITY OF CALIFORNIA AT BERKELEY SCHOOL OF LAW, Berkeley, CA

J.D., May 2001

Honors: *Phoenix Fellowship for Public Interest, The Nation Institute Robert Masur Civil Liberties Fellowship, Asian American Bar Association Public Interest Fellowship; Research Assistant to Professor Angela P. Harris*

HARVARD LAW SCHOOL, Cambridge, MA

Berkeley-Harvard Exchange Program (2000-2001 academic year)

Clinics: Criminal Justice Clinic (Criminal Justice Institute), Community Based Advocacy Clinic

COLUMBIA COLLEGE, Columbia University, New York, NY

B.A., Middle Eastern & South Asian Languages & Cultures, May 1996

Honors: *Fulbright Fellowship to India*

TEACHING EXPERIENCE

SEATTLE UNIVERSITY SCHOOL OF LAW, Ronald A. Peterson Law Clinic, Seattle, WA. 2019–Present

Visiting Clinical Professor, Immigrant Justice Clinic. Teach and supervise students in all facets of their representation of clients in applications for immigration legal protection including asylum and withholding of removal, VAWA protection, and Deferred Action for Childhood Arrivals (DACA) status. Expose students to a community lawyering approach to immigration law practice and deepen understandings of the U.S. immigration legal system within a settler colonialism framework. Teach anti-racist trauma-informed lawyering skills, client interviewing, fact investigation, case theory development, legal research, file management and written advocacy. Organize immigration court observation opportunities at the NWDC in collaboration with the Northwest Immigrant Rights Project (NWIRP).

LEGAL EXPERIENCE

GIBBS, HOUSTON & PAUW, Seattle, WA

2005-2007

Removal Defense Immigration Attorney. Represented individuals in removal proceedings in Seattle Immigration Court as well as individuals detained at the Northwest Detention Center (NWDC). Acquired substantive expertise in areas of immigration law including asylum and withholding of removal, cancellation of removal, and waiver practice. Worked closely with criminal defense attorneys to provide analysis of immigration consequences of clients' convictions when seeking post-conviction relief. Gained experience in representing clients seeking bonds for release from the NWDC. Conducted bond hearings and arranged for and managed bond payments. Filed appeals to the Board of Immigration Appeals and the United States Court of Appeals for the Ninth Circuit.

THE DOOR LEGAL SERVICES CENTER, New York, NY

2001-2003

Staff Attorney/Equal Justice Works Fellow. Directed Fellowship project focused on representing immigrant youth in applications for Special Immigrant Juvenile Status (SIJS) and improving systemic problems associated with SIJS practice through community mobilization, policy advocacy and strategic litigation. Filed several mandamus actions in federal court on behalf of aging-out SIJS applicants. Mobilized local and national efforts to challenge "age out" policy.

CENTER FOR CONSTITUTIONAL RIGHTS (CCR), New York, NY 1999
Ella Baker Fellow/Law Intern. Assisted attorneys on cases addressing police brutality and racial profiling by the New York Police Department. Conducted extensive legal research, writing, and analysis on a range of complex constitutional law matters. Participated in trainings on movement lawyering and the history of social movements.

CRIMINAL JUSTICE CLINIC, Harvard Law School, Cambridge, MA 2000
Student Attorney. Represented adult and juvenile clients in Boston criminal courts in cases involving misdemeanors and concurrent felonies. Handled arraignments, argued motions, interviewed clients, and engaged in factual and legal investigation. Completed intensive trial advocacy workshop as a prerequisite.

NATIONAL EMPLOYMENT LAW PROJECT (NELP), New York, NY 2000
South Asian Workers' Rights Project Intern. Assisted attorneys in community lawyering approach that involved bringing legal cases to support organizing by South Asian immigrant workers' rights organizations. Conducted legal research, attended protests, and co-wrote legal rights handbook for immigrant domestic workers.

COMMUNITY-BASED ADVOCACY CLINIC, Harvard Law School, Cambridge, MA 2001
Law Student/Community Organizer. Participated in Clinic focused on the relationship between community organizing and the law. Final paper documented experiences organizing within the South Asian domestic worker community in New York City which was published in an immigrant and labor studies textbook.

PROFESSOR ANGELA P. HARRIS, U.C. Berkeley School of Law, Berkeley, CA 1999-2000
Research Assistant. Conducted extensive research on the history of race law, gender law, and on theories of criminal punishment. Deepened and strengthened critical race feminist analysis rooted in theories of anti-essentialism and intersectionality. Edited Professor Harris' seminal casebook, RACE AND RACES: CASES AND RESOURCES FOR A DIVERSE AMERICA (Juan F. Perea et al. eds., 2000).

COMMUNITY ORGANIZING BACKGROUND

WORKERS' AWAAZ, New York, NY 1997-2004
Campaign Against Workplace Servitude Organizer. Helped lead campaign to expose the exploitation of South Asian immigrant domestic workers through leadership development, direct action, and worker-led litigation. helped obtain nearly \$100,000 in back wages owed to domestic worker members. Helped expand organizing efforts to restaurant and construction industries.

CENTER FOR THIRD WORLD ORGANIZING (CTWO), Oakland, CA 1998
Community Action Training Participant. Participated in multiple trainings led by center promoting community organizing in communities of color. Sessions focused on various aspects of organizing strategy including base-building, grassroots fundraising, direct action, and organizational development.

PUBLICATIONS

Law Review Articles

Monika Batra Kashyap, *A Critical Race Feminist Critique of Immigration Laws that Criminalize Sex Workers: Supporting the Movement to Decriminalize Sex Work*, 38 BERKELEY J. OF GENDER, LAW & JUSTICE (forthcoming 2023).

Monika Batra Kashyap, *Toward a Race-Conscious Critique of Mental Health-Related Exclusionary Immigration Laws*, 26 MICH. J. RACE & L. (Special Michigan Issue on Critical Race Theory, 2021).

Monika Batra Kashyap, *Heartless Immigration Law: Rubbing Salt into the Wounds of Survivors of Domestic Violence*, 95 TULANE L. REV. 51, 1 (2020).

Monika Batra Kashyap, *U.S. Settler Colonialism, White Supremacy, and the Racially Disparate Impacts of COVID-19*, 11 CALIF. L. REV. ONLINE 517 (2020).

Monika Batra Kashyap, *Rebellious Reflection: Supporting Community Lawyering Practice*, 43 N.Y.U. REV. L. & SOC. CHANGE, 403 (2019).

Monika Batra Kashyap, *Unsettling Immigration Laws: Settler Colonialism and the U.S. Immigration Legal System*, 46 FORDHAM URB. L. J., 548 (2019).

Book Chapters

Monika Batra Kashyap and Angela P. Harris, *From Trauma to Transformation*, in HOW TO ACCOUNT FOR TRAUMA AND EMOTIONS IN LEGAL TEACHING (Lindsay Muir Harris and Mallika Kaur eds.) (forthcoming 2023).

Monika Batra, *Organizing in the South Asian Domestic Worker Community: Pushing the Boundaries of the Law and Organizing Project*, in THE NEW URBAN IMMIGRANT WORKFORCE: INNOVATIVE MODELS FOR LABOR ORGANIZING (Sarumathi Jayaraman & Immanuel Ness eds., August 2005).

Blogs, Short Pieces, Manuals

Monika Batra *et al.*, RIGHTS BEGIN AT HOME: *Handbook for Domestic Workers in New York City*, Publication of the National Employment Law Project, 2000.

Monika Batra and Shahbano Aliani, *Fight Against Sweatshops at Home*, THE SOUTH ASIAN, Issue 31 (March 24, 2003).

SELECT PRESENTATIONS

Keynote Speaker, *Settler Colonialism, White Supremacy, and the Racially Disparate Impacts of COVID-19*, Diversity Week Symposium, Albany Law School, April 4, 2022.

Presenter, *Unsettling Immigration Laws, Settler Colonialism and the U.S. Immigration Legal System*, Georgetown Immigration Law Journal #ImmigrationANDSettlerColonialism Scholar Series, February 8, 2022.

Presenter, *Settler Colonialism, White Supremacy, and the Racially Disparate Impacts of COVID-19*, Association of American Law Schools (AALS) Annual Meeting (San Francisco, CA) January 5-9, 2021.

Presenter, *Heartless Immigration Law: Rubbing Salt into the Wounds of Survivors of Domestic Violence*, *Hastings Constitutional Law Quarterly* Symposium: *Justice and Equity in the Aftermath of COVID-19*, University of California, Hastings College of the Law (San Francisco, CA) January 29, 2021.

Presenter, *An Unsettling Pedagogy in the Law School Classroom*, Northwest Clinical Law Conference (Seattle, WA) November 9, 2019.

Presenter, *Anti-Bias Teaching and Supervision: Practices that Foster Respect and Belonging for Students in Clinics*, Association of American Law Schools Conference on Clinical Legal Education (San Francisco, CA), May 6, 2019.

Presenter, *Addressing Privilege, Race, Power and Identity in Externship Teaching and Programming*, Externship Conference IX (Athens, GA), March 9, 2018.

Presenter, *Addressing Privilege, Race, Power and Identity in Clinical Teaching and Programming*, Association of American Law Schools Conference on Clinical Legal Education (Denver, CO), May 6, 2017.

Presenter, *Rebellious Reflection: Supporting Community Lawyering Practice*, New York University Clinical Law Review, Clinical Writers' Workshop (New York, NY), Sept. 23, 2017.

Presenter, *Cultivating a Community Lawyering Approach to Clinical Pedagogy*, Northwest Clinical Law Conference (Seattle, WA) October 8, 2016.

MEMBERSHIPS/ASSOCIATIONS

New York State Bar (2002)

U.S. District Courts for the Eastern and Southern Districts of New York (2003)

U.S. Court of Appeals for the Ninth Circuit (2006)

Northwest Immigrant Rights Project (NWIRP) Board Member (2011-2020)

LANGUAGES

Fluent in Hindi, Urdu and Punjabi; limited proficiency in Japanese, French, and Spanish.