

Michael J. Wishnie
 Yale Law School
 P.O. Box 209090
 New Haven, CT 06520-9090
 (203) 436-4780
michael.wishnie@yale.edu

CURRICULUM VITAE

Employment

- 2006- **Yale Law School**, New Haven, CT
 William O. Douglas Clinical Professor of Law. Director, Jerome N. Frank Legal Services Organization at Yale Law School, 2011-17, 2024. Deputy Dean for Experiential Education, 2012-17, 2022. Acting Deputy Dean for Experiential Education, 2019. Counselor to the Dean, 2017-23, 2024-25. Co-Founder, The Movement Project.
- 1998- **New York University School of Law**, New York, NY
 2006 Professor of Clinical Law, 2003-2006; Assoc. Prof., 2001-03; Asst. Prof., 1998-2001.
- 2005 **Yale Law School**, New Haven, CT
 Visiting Clinical Professor of Law.
- 1996- **ACLU Immigrants' Rights Project**, New York, NY
 1998 Skadden Fellow/Staff Attorney.
- 1995- **The Honorable Harry Blackmun, Ret./Honorable Stephen Breyer** Washington, DC
 1996 Law clerk to Justice Blackmun, Retired, Supreme Court of the United States. Served as full-time clerk to Justice Breyer.
- 1994- **The Honorable H. Lee Sarokin**, Newark, NJ
 1995 Law clerk to U.S. Circuit Judge, Third Circuit Court of Appeals/ U.S. District Judge, District of New Jersey.
- 1993- **The Legal Aid Society**, Brooklyn, NY
 1994 IOLA Fellow/Staff Attorney, Brooklyn Neighborhood Office, Civil Division.
- 1989- **Maryland Department of Housing and Community Development**, Annapolis, MD
 1990 Special Assistant to Secretary.
- 1987- **Yale-China Association**, Wuhan, China
 1989 English Language Instructor, Huazhong Normal University.

Education

Yale Law School (J.D. 1993)

C. Larue Munson Award for excellence in clinical work; U.S. Department of Education Foreign Language and Area Studies Fellowship; Connecticut Bar Foundation Fellowship.

Yale College (B.A. 1987)

Cum laude, distinction in History and East Asian Studies (Japan).

Publications

Why Not a Faculty Union?, LPE Blog (Sept. 2, 2025)

“Call Air Traffic Control! Confronting Crisis as Lawyers and Teachers” (with Muneer Ahmad), in Ray Brescia & Eric K. Stern, eds., *CRISIS LAWYERING: EFFECTIVE LEGAL ADVOCACY IN EMERGENCY SITUATIONS* (NYU Press: 2021)

“*A Boy Gets Into Trouble*”: *Service Members, Civil Rights, and Veterans’ Law Exceptionalism*, 97 B.U. L.REV. 1709 (2017)

Asking for Directions: The Case for Federal Courts To Use Certification Across Borders, 125 YALE L.J. F. 156 (2015) (with Oona A. Hathaway)

“Forty Years of First-Year Students Representing Clients at Yale,” in E.Capulong, M. Millemann, S. Rankin & N. Ruan, eds., *THE NEW 1L: FIRST-YEAR LAWYERING WITH CLIENTS* (Carolina Press: 2015)

Yale Law School Veterans Clinic Advocates for Marginalized Veteran Populations, *Access to Justice*, Vol 2., No. 1 (ABA Section of Litigation: Winter 2015).

Imagining Immigration Reform, *The Volunteer* (Sept. 2013)

Immigration Law and the Proportionality Requirement, 2 U.C.IRV.L.REV. 415 (2012)
Reprinted in __ IMM. & NAT. L. REV. (2013)

Proportionality in Immigration Law: Does the Punishment Fit the Crime in Immigration Court? (Immigration Policy Center: 2012)

Proportionality: The Struggle for Balance in U.S. Immigration Policy, 72 U.PITT.L.REV.431 (2011)

The Summer of '10: Federal Power, Local Autonomy, and the Struggle over Immigration Policy, 4 ORIGINS 2 (Nov. 2010), <http://ehistory.osu.edu/osu/origins/article.cfm?articleid=48>

“Welfare Reform at Ten: Integration, Exclusion, and Immigration Federalism,” in Michael Fix,

ed., IMMIGRANT FAMILIES AND CHILDREN ON THE TENTH ANNIVERSARY OF WELFARE REFORM (Migration Policy Institute: 2009)

“The Constitutional Law of Immigration Enforcement,” in *Raids on Workers: Destroying Our Rights* (UFCW: 2009) (with Justin Cox)

Collateral Damage: An Examination of ICE’s Fugitive Operations Program, (Migration Policy Institute: 2009) (with Margot Mendelson & Shayna Strom)

“The Story of *Sale v. Haitian Centers Council, Inc.*: Guantanamo and *Refoulment* (with Harold H. Koh), in Deena Hurwitz and Meg Satterthwaite, eds. HUMAN RIGHTS ADVOCACY STORIES (Foundation Press: 2009)

Labor Law After Legalization, 92 MINN. L. REV. 1446 (2008)

Prohibiting the Employment of Unauthorized Immigrants: The Experiment Fails, 2007 U.CHIC.LEG. FOR. 193 (2007)

“The Story of *Hoffman Plastic Compounds, Inc. v. NLRB*: Labor Rights Without Remedies for Undocumented Immigrants” (with Catherine Fisk), in Laura Cooper & Catherine Fisk, eds., LABOR LAW STORIES (Foundation Press: 2005).

“*Hoffman Plastic Compounds, Inc. v. NLRB*: The Rules of the Workplace for Undocumented Immigrants” (with Catherine Fisk), in Peter Schuck & David Martin, eds., IMMIGRATION STORIES (Foundation Press: 2005)

BLURRING THE LINES: A PROFILE OF STATE AND LOCAL POLICE ENFORCEMENT OF IMMIGRATION LAW USING THE NATIONAL CRIME INFORMATION CENTER DATABASE, 2002-2004 (Migration Policy Institute: 2005) (with others)

Emerging Issues for Undocumented Workers, 6 U. PA. J. LABOR & EMP. L. 497 (2004). Reprinted in Samuel Estreicher, ed., CROSS-BORDER HUMAN RESOURCES – LABOR AND EMPLOYMENT ISSUES, Proceedings of New York University 54th Annual Conference on Labor (2005); 9 BENDER’S IMMIGR. BULL. (2004); BENDER’S LAB. & EMP. BULL. (2005)

Introduction -- The Border Crossed Us: Current Issues in Immigrant Labor, 28 NYU REV. L. & SOC. CHG. 389 (2004)

State and Local Police Enforcement of Immigration Laws, 4 U. PA. J. CONST. L. 1084 (2004). Reprinted in 25 IMM. & NAT. L. REV. (2005).

Immigrants and the Right to Petition, 78 N.Y.U. L. REV. 667 (2003). Reprinted in 24 IMM. & NAT. L. REV. (2004) and in part in Margaret M. Russell, ed., THE FIRST AMENDMENT FREEDOM OF ASSEMBLY AND PETITION: ITS CONSTITUTIONAL HISTORY AND THE CONTEMPORARY DEBATE (Prometheus: 2010)

AMERICA'S CHALLENGE: DOMESTIC SECURITY, CIVIL LIBERTIES, AND NATIONAL UNITY AFTER SEPTEMBER 11 (Migration Policy Institute: 2003) (with others)

Immigrant Workers and the Domestic Enforcement of International Labor Rights, 4 U. PA. J. LABOR & EMP. L. 529 (2002)

The Historical Scope of Habeas Corpus and INS v. St. Cyr, 16 GEO. IMMIGR. L. J. 485 (2002) (with James Oldham)

Brief Amici Curiae of Legal Historians in INS v. St. Cyr, 16 GEO. IMMIGR. L. J. 465 (2002) (with others)

Introduction: Immigration and Federalism, 58 ANN. SURV. AM. L. 283 (2002)

Authority of State and Local Officers to Arrest Aliens Suspected of Civil Infractions of Federal Immigration Law, 7 BENDER'S IMMIGR. BULL. 944 (2003) (with others)

Laboratories of Bigotry? Devolution of the Immigration Power, Equal Protection, and Federalism, 76 N.Y.U. L. REV. 493 (2001). Reprinted in 22 IMM. & NAT. L. REV. 51 (2002).

Aliens and the Duty of Nonrefoulement: Haitian Centers Council v. McNary, 6 HARV. HUM. RGTS. L. J. 1 (1993) (with others).

Awards

Black Veterans Project, Equity and Justice Award, 2023 (to Veterans Legal Services Clinic)

New Haven Legal Assistance Association, Inc., Equal Access to Justice Award, 2022

National Immigration Project of the National Lawyers Guild, Carol Weiss King Award, 2020

NAACP, Foot Soldier in the Sand Award (to Peter Gruber Rule of Law Clinic), 2019

Connecticut Commission on Human Rights and Opportunities, Mario and Janet Vigezzi Award for Social Justice, Civil Rights Leaders and Legends (to Worker & Immigrant Rights Advocacy Clinic), 2018

Make the Road – New York, Honoree at Dignity, Community, and Power Awards (to Worker & Immigrant Rights Advocacy Clinic), 2017

Connecticut Criminal Defense Lawyers Association, Paul J. McQuillan Public Service Award (to Worker & Immigrant Rights Advocacy Clinic), 2017

Hispanic-American Veterans of Connecticut, Organization Award (to Veterans Legal Services Clinic), 2015

Connecticut Veterans Legal Center, Veterans Justice Award (to Veterans Legal Services Clinic), 2015

South Asian Bar Association of CT, Community Service Award (to Worker & Immigrant Rights Advocacy Clinic), 2014

LatinoJustice/PRLDEF, Community Justice Leader Award (to Worker & Immigrant Rights Advocacy Clinic), 2012.

Connecticut Hispanic Bar Association, Community Service Award (to Worker & Immigrant Rights Advocacy Clinic), 2012.

American-Arab Anti-Discrimination Committee, Annual Pro-Bono Attorney of the Year Award (to Allard K. Lowenstein International Human Rights Law Clinic National Litigation Project), 2009.

Connecticut American Friends Service Committee, Immigrant Rights Award (to Worker & Immigrant Rights Advocacy Clinic), 2008

Yale Law School Public Interest Organization of the Year (to Worker & Immigrant Rights Advocacy Clinic), 2007, 2012

Yale Law School Public Interest Organization of the Year (to Veterans Legal Services Clinic), 2014

New York Immigration Coalition, “Builders of the *New New York*” Award, 2005 (first award made in 19 years)

Professional Activities

Member, Board of Directors, Asylum Seeker Advocacy Project, 2016-pres.

Member, Board of Directors, International Festival of Arts & Ideas, 2024-pres.

Member, Advisory Board, Connecticut Veterans Legal Center, 2010-pres.

Member, IRAP Legal Advisory Board, 2018-pres.

Member, American Law Institute, 2008-pres.

Member, The Benchers, 2012-pres.

Member, Connecticut Law Tribune Editorial Board, 2021-24

Member, American Academy of Arts and Sciences, Legal Services Design Project, Veterans Affairs Working Group, 2018-20

Member, Veterans Task Force, Legal Services Corporation, 2020

Member, Board of Directors, National Immigration Project of the National Lawyers Guild, 2007-19

Member, Board of Trustees, Yale-China Association, 2001-07, 2008-15; Secretary, 2013-15

Member, Task Force to Improve Access to Legal Counsel in Civil Matters (per Spec. Act 16-19); Chair, Working Group on Dismantling Barriers to Access, 2016

Co-Chair, Task Force on Military Occupational Specialty Training (per Spec. Act 13-5), 2013

Member, Connecticut Bar Association Task Force on the Future of Legal Education, 2013-14.

Non-Resident Fellow, Migration Policy Institute, 2002-pres.

Member, The Labor Law Group, 2005-pres.

Fellow, Connecticut Bar Foundation, 2008-pres.

Member, Connecticut Judicial Branch Criminal Practice Commission, Immigration Committee, 2009-pres.

Member, Advisory Board, Post-Deportation Human Rights Project, 2008-pres.

Member, Advisory Board, Jews for Racial & Economic Justice, 2007-09

Member, Advisory Board, Junta for Progressive Action, Inc. Worker Center, 2008-10

Co-Chair, Union Side, ABA Section on Labor & Employment, Committee on Immigration, 1998-2003

Member, ABA Coordinating Committee on Immigration (representing Section on Labor & Employment), 1998-2002

Member, Association of the Bar of the City of New York, Immigration and Nationality Committee, 2003-04

Member, Board of Directors, Worker Rights Law Project, 2003-06