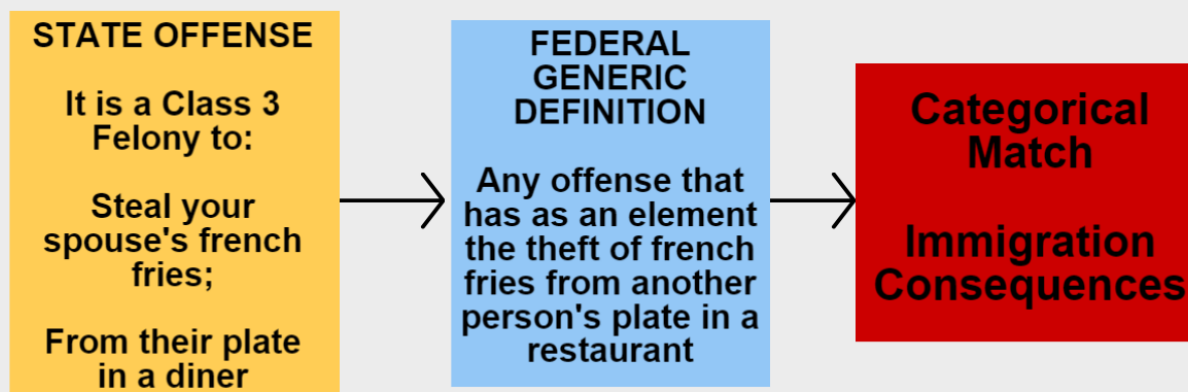



The Categorical Approach in a Nutshell

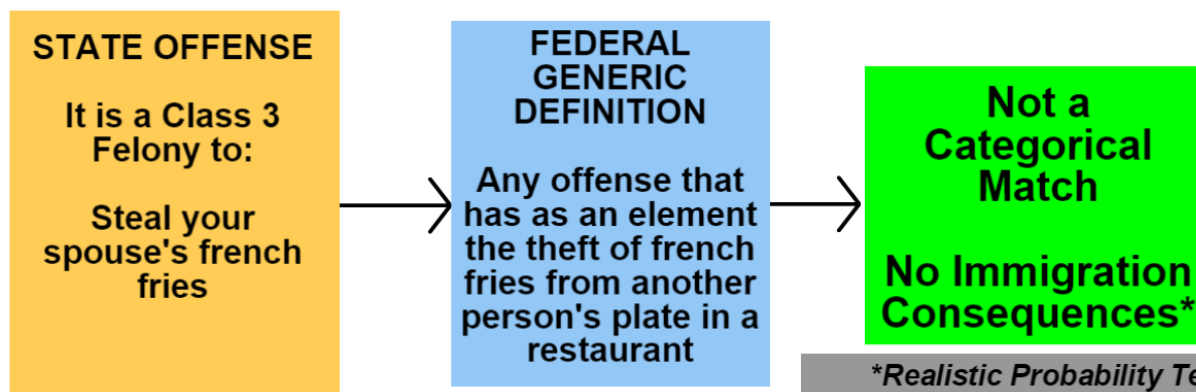
The categorical and modified categorical approaches are used in most cases to determine if a state criminal conviction triggers a particular federal criminal ground of removability. This reference guide demonstrates the approach's underpinnings and should be used in conjunction with training and other resource materials.

Categorical Match



 Judge may not look at client's underlying criminal record in deciding

Not A Match - Overbroad



**Realistic Probability Test*

 Judge may not look at client's underlying criminal record in deciding

Divisible State Statute – Modified Categorical Approach

