

NOT FOR PUBLICATION

U.S. Department of Justice
Executive Office for Immigration Review
Board of Immigration Appeals

MATTER OF:

Samuel C. BEALE, D2024-0270

Respondent

FILED

FEB 24 2025

ON BEHALF OF RESPONDENT: Pro se

ON BEHALF OF DHS: Amy S. Paulick, Disciplinary Counsel

ON BEHALF OF EOIR: Paul A. Rodrigues, Disciplinary Counsel

IN PRACTITIONER DISCIPLINARY PROCEEDINGS
Notice of Intent to Discipline Before the Board of Immigration Appeals

Before: Malphrus, Deputy Chief Appellate Immigration Judge; Clark, Appellate Immigration Judge; Creppy, Appellate Immigration Judge

Opinion by Clark, Appellate Immigration Judge

CLARK, Appellate Immigration Judge

The respondent will be disbarred from practice before the Board of Immigration Appeals, the Immigration Courts, and the Department of Homeland Security ("DHS"), effective immediately.

On September 21, 2023, the Investigatory Panel 12-2, District 12, Grievance Committee, State Bar of Texas, and the respondent entered into an Agreed Judgment of Partially Probated Suspension that ordered the respondent suspended from the practice of law for one year, beginning November 1, 2023, and ending October 31, 2024, subject to certain terms and conditions.

In D2023-0269, we issued an order immediately suspending the respondent from practice before the Board, the Immigration Courts, and DHS based on his suspension from the practice of law in Texas. On January 17, 2024, we issued a final order, suspending the respondent from practice before the Board, the Immigration Courts, and DHS, for one month, effective December 18, 2023. The respondent remains suspended pursuant to our January 17, 2024, final order.

On December 12, 2024, the Disciplinary Counsels filed a Joint Notice of Intent to Discipline, charging the respondent with professional misconduct, and seeking discipline based on the nature of the professional misconduct and in the public interest. Specifically, the Disciplinary Counsels charged the respondent with knowingly or with reckless disregard making a false or misleading communication about qualifications or services, pursuant to 8 C.F.R. § 1003.102(f)(1), and unauthorized practice of law – violation of a disciplinary order, pursuant to 8 C.F.R. § 1003.102.

The respondent was required to file a timely answer to the allegations contained in the Joint Notice of Intent to Discipline but has failed to do so. 8 C.F.R. § 1003.105(d)(1). The respondent's failure to file a response within the time prescribed in the Joint Notice of Intent to Discipline constitutes an admission of the allegations therein, and the respondent is now precluded from requesting a hearing on the matter. 8 C.F.R. § 1003.105(d)(1)-(2).

The Joint Notice of Intent to Discipline proposes that the respondent be disbarred from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS, effective immediately. Because the respondent did not file an answer, the regulations direct us to adopt the proposed sanction contained in the Joint Notice of Intent to Discipline, unless there are considerations that compel us to digress from that proposal. 8 C.F.R. § 1003.105(d)(2).

The proposed sanction is appropriate in light of the respondent's professional misconduct and in the public interest as stated in the Joint Notice of Intent to Discipline. We will honor the proposed discipline and will order the respondent disbarred from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS, effective immediately.

ORDER: The Board hereby disbars the respondent from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS, effective immediately.

FURTHER ORDER: The respondent must maintain compliance with the directives set forth in our prior order. The respondent must notify the Board of any further disciplinary action against him.

FURTHER ORDER: The contents of the order shall be made available to the public, including at the Immigration Courts and appropriate offices of DHS.

FURTHER ORDER: The respondent may petition this Board for reinstatement to practice before the Board, the Immigration Courts, and DHS under 8 C.F.R. § 1003.107.