

NOT FOR PUBLICATION

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

MATTER OF:

Rahul Dev MANCHANDA, D2024-0299

Respondent

FILED

FEB 24 2025

ON BEHALF OF RESPONDENT: Pro se

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

ON BEHALF OF DHS: Amy S. Paulick, 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 Creppy, Appellate Immigration Judge

CREPPY, Appellate Immigration Judge

The respondent will be disbarred before the Board of Immigration Appeals (“Board”), the Immigration Courts, and the Department of Homeland Security (“DHS”), effective December 12, 2024.

On November 21, 2024, the Supreme Court of the State of New York, Appellate Division, First Judicial Department, issued an order disbarring the respondent from the practice of law in New York. On December 2, 2024, the Disciplinary Counsel for the Executive Office for Immigration Review (“EOIR”) and the Disciplinary Counsel for DHS jointly petitioned for the respondent’s immediate suspension from practice before the Board, the Immigration Courts, and DHS. We granted the Joint Petition for Immediate Suspension on December 12, 2024.

On December 2, 2024, the Disciplinary Counsels for EOIR and DHS also filed a Joint Notice of Intent to Discipline the respondent based on his disbarment in New York. The respondent filed a timely answer to the Joint Notice of Intent to Discipline in which he advised the Board that he is “contesting/appealing any and all disciplinary proceedings with the NYS Court of Appeals and the United States Supreme Court” and requested that the Board “hold [our] decision in abeyance until then.” In response, the Disciplinary Counsels filed an opposition to the respondent’s request to hold his proceedings in abeyance and moved for the Board to adjudicate this matter in summary disciplinary proceedings under 8 C.F.R. §§ 1003.103(b)(i)-(iii), 1003.106(a)(1).

The record contains a certified copy of the New York Supreme Court’s order disbarring the respondent from the practice of law in New York, and thus the respondent is subject to summary

disciplinary proceedings. 8 C.F.R. §§ 1003.103(a)(4), (b). Further, there arises a rebuttable presumption that the respondent engaged in the alleged professional misconduct. 8 C.F.R. § 1003.103(b)(2). In his answer, the respondent has not demonstrated that there is a material issue of fact in dispute with regard to the basis for the summary disciplinary proceedings, or with one of the exceptions set forth in 8 C.F.R. §§ 1003.103(b)(2)(i)-(iii). Accordingly, the Board will retain jurisdiction and issue a final order. 8 C.F.R. § 1003.106(a)(1).

In the Joint Notice of Intent to Discipline, the Disciplinary Counsels propose that the respondent be disbarred from practice before the Board, the Immigration Courts, and DHS, effective as of the date of the Board's immediate suspension order. We find this proposed sanction to be appropriate in light of the respondent's disbarment in New York. Accordingly, we will order the respondent disbarred from practice before the Board, the Immigration Courts, and DHS, effective December 12, 2024.

ORDER: The Board hereby disbars the respondent from practice before the Board, the Immigration Courts, and DHS, effective December 12, 2024.

FURTHER ORDER: The respondent must maintain compliance with the directives set forth in our December 12, 2024, immediate suspension 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.