

Falls Church, Virginia 22041

File: D2019-0161

Date: JUL 18 2019

In re: Pascual MADRIGAL, Attorney

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

ON BEHALF OF EOIR: Paul A. Rodrigues
Disciplinary Counsel

ON BEHALF OF DHS: Catherine M. O'Connell
Disciplinary Counsel

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

On January 22, 2018, we suspended the respondent from practice before the Immigration Courts, Board, and DHS, in Case No. D2017-0054, for 90 days, effective November 30, 2017. This was based on a May 5, 2017, order of the District 10 Grievance Committee, Evidentiary Panel 10-3, State Bar of Texas, which suspended the respondent from the practice of law in Texas. The suspension remains in effect, as the respondent has not been reinstated to practice by the Board.

The respondent was disbarred by the District 10 Grievance Committee, Evidentiary Panel 10-4, State Bar of Texas on March 15, 2019. On June 4, 2019, the Disciplinary Counsel for the Executive Office for Immigration Review filed a Notice of Intent to Discipline. The respondent was required to file a timely answer to the allegations contained in the Notice of Intent to Discipline but has failed to do so. *See* 8 C.F.R. § 1003.105. The respondent's failure to file a response within the time period prescribed in the 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.

The Notice of Intent to Discipline proposes that the respondent be disbarred from practicing before the Board and the Immigration Courts. The DHS asks the Board to extend that discipline to practice before that agency as well.

Because the respondent has failed to file an answer, the regulations direct the Board to adopt the proposed sanction contained in the Notice, unless there are considerations that compel us to digress from that proposal. 8 C.F.R. § 1003.105. The proposed sanction is appropriate in light of the respondent's disbarment in Texas. Accordingly, the Board will honor that proposal.

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


FURTHER ORDER: The respondent is instructed to maintain compliance with the directives set forth in our January 22, 2018, suspension order in Case No. D2017-0054.

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FURTHER ORDER: The respondent is instructed to notify the Board of any further disciplinary action against him.

FURTHER ORDER: The Board directs that the contents of this notice be made available to the public, including at Immigration Courts and appropriate offices of the DHS.

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

A handwritten signature in cursive script, appearing to read "William J. Smith", is written above a horizontal line.

FOR THE BOARD