

NOT FOR PUBLICATION

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

MATTER OF:

Erika ROMAN, D2021-0200

Respondent

FILED

MAR 02 2022

ON BEHALF OF RESPONDENT: Pro se

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

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

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

Before: Malphrus, Deputy Chief Appellate Immigration Judge;
Liebowitz, Appellate Immigration Judge; Manuel, Temporary Appellate Immigration Judge¹

Opinion by Appellate Immigration Judge Liebowitz

LIEBOWITZ, Appellate Immigration Judge

The respondent will be suspended from practice before the Board of Immigration Appeals (Board), the Immigration Courts, and the Department of Homeland Security (DHS), for a period of 30 days, effective February 19, 2022.

On January 20, 2022, the Supreme Court of California issued an order suspending the respondent from the practice of law in California for one year, with the execution of that period of suspension stayed. The respondent was also placed on probation for one year and suspended from the practice of law for the first 30 days of probation. The effective date of the Supreme Court of California's disciplinary order is February 19, 2022. *See* Cal. Rules of Court, Rule 9.18(a) (providing that disciplinary orders of the Supreme Court become final 30 days after filing). On January 31, 2022, the Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) and the Disciplinary Counsel for the Department of Homeland Security (DHS) filed a Joint Notice of Intent to Discipline, as well as a Joint Petition for Immediate Suspension, based upon the respondent's suspension in California. We granted the Joint Petition for Immediate Suspension on February 9, 2022.

¹ Temporary Appellate Immigration Judges sit pursuant to appointment by the Attorney General. *See* 8 C.F.R. § 1003.1(a)(4).

On February 16, 2022, the respondent filed a timely response to the Notice of Intent to Discipline, where she admitted all the allegations, and stipulated to the proposed discipline therein. The Notice of Intent to Discipline proposed that the respondent be suspended from practice before the Board, the Immigration Courts, and the DHS, for a period of 30 days, effective February 19, 2022. The proposed sanction is appropriate in light of the respondent's suspension in California. Accordingly, we will honor the proposed discipline, and order the respondent suspended from practice before the Board, the Immigration Courts, and the DHS, for a period of 30 days, effective February 19, 2022. We note that, under 8 C.F.R. § 1003.107, if seeking reinstatement after the period of suspension has expired, the respondent must file a motion to the Board requesting reinstatement to practice before the Board, the Immigration Courts, the DHS, or all three authorities. The following orders will be entered.

ORDER: The respondent hereby suspends the respondent from practice before the Board, the Immigration Courts, and the DHS, for a period of 30 days, effective as of February 19, 2022.

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 her.

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

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