



U.S. Department of Justice
Executive Office for Immigration Review
Office of the Director
5107 Leesburg Pike, Suite 2600
Falls Church, Virginia 22041

NEWS RELEASE

Contact: Public Affairs Office
(703) 305-0289, Fax: (703) 605-0365
Internet: www.usdoj.gov/eoir

October 9, 2003

EOIR Announces Latest Disciplinary Actions Under Rules of Professional Conduct *Three Attorneys Immediately Suspended; One Receives Final Order*

The Executive Office for Immigration Review (EOIR) has taken disciplinary action against four attorneys after charging them with violations of the rules of professional conduct for immigration practitioners. These rules appear in Title 8 of the Code of Federal Regulations (8 CFR Parts 3 and 292). The attorneys' violations arose either out of sanctions imposed by other jurisdictions or a criminal conviction.

Disciplinary proceedings began in each case with a Petition for Immediate Suspension and Notice of Intent to Discipline filed with the Board of Immigration Appeals (BIA) by the Office of the General Counsel of either EOIR or the Department of Homeland Security (DHS). The BIA then ordered each attorney to be suspended immediately from practice before the Immigration Courts, the BIA, and the DHS. (DHS joined EOIR in taking the disciplinary action.) The BIA also required these attorneys to respond to the alleged violations.

Immediate Suspension

The BIA ordered the immediate suspensions of the following attorneys:

- ! **Dan P. Danilov:** He was suspended from the practice of law by the Supreme Court of the State of Washington, pending the conclusion of disciplinary proceedings. He was immediately suspended by the BIA on September 25, 2003, pending final disposition of his case.

- ! **Jason A. Martinets** He pled guilty in the United States District Court for the Western District of Arkansas to a criminal charge related to obtaining an employment authorization card for an individual, knowing the card was unlawfully obtained He was immediately suspended by the BIA on September 25, 2003, pending final disposition of his case.

- ! **Michael G. Moore:** He was disbarred from the practice of law by the Supreme Judicial Court for Suffolk County, Commonwealth of Massachusetts, for making misrepresentations on his Massachusetts bar application and his "history of misconduct and his multiple misrepresentations." He was immediately suspended by the BIA on September 25, 2003, pending final disposition of his case.

(more)

Final Orders of Discipline

The BIA issued a Final Order of Discipline against the following attorney:

- ! **Louis A. Sergio:** He was disbarred from practice by the Supreme Court of Rhode Aslant He was immediately suspended by the BIA on August 20, 2003, pending final disposition of his case. The final order of September 25, 2003, suspends him from practice before the immigration tribunals for 5 years, effective August 20, 2003.

Summary

In each of the disciplinary matters cited above, the disciplined attorney was directed to notify promptly, in writing, any clients with cases currently pending before the BIA, the Immigration Courts, or the DHS that he may no longer represent clients before these tribunals.

The Rules of Professional Conduct include provisions specifying grounds for disciplinary action, requirements for receiving and investigating complaints, and procedures for conducting hearings. The Rules also authorize the BIA to suspend immediately a practitioner who has been subject to disbarment, suspension, or resignation with an admission of misconduct as imposed by a state or Federal court, or who has been convicted of a serious crime, pending a summary proceeding and final sanction.

EOIR announces these disciplinary actions to inform the public about practitioners who are not authorized to represent any matter before an immigration tribunal. EOIR also posts a "List of Suspended and Expelled Practitioners" on its Web site at <http://www.usdoj.gov/eoir> (near the bottom of EOIR's home page).

Additional information about the Attorney Discipline Program can be found at <http://www.usdoj.gov/eoir/press/00/profcond.htm> and <http://www.usdoj.gov/eoir/press/00/profcondfaks.htm> on the EOIR Web site.

EOIR is a component of the Department of Justice which, on behalf of the Attorney General, adjudicates cases involving aliens who are charged with immigration violations. EOIR has more than 220 Immigration Judges located in 52 Immigration Courts nationwide to conduct proceedings and decide individual cases, the BIA to hear appeals of Immigration Judge decisions, and the Office of the Chief Administrative Hearing Officer to handle employment related immigration matters.