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

Falls Church, Virginia 22041

File: D2005-188 Date: NOV - 8 2005

In re: DAVID J. RODKIN, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

PETITION FOR IMMEDIATE SUSPENSION

ON BEHALF OF GENERAL COUNSEL: Jennifer J. Barnes, Esquire

ON BEHALF OF DHS: Eileen M. Connolly, Appellate Counsel

ORDER:

PER CURIAM. On July 21, 2005, the respondent was suspended from the practice of law for a period of 6 months, by the New York Supreme Court, Appellate Division, First Judicial Department. The Court found that the respondent, who practices exclusively in the area of immigration law, "participated in and thereby helped to perpetuate an established system where 'travel agencies' advertising themselves as providers of legal services but staffed by nonlawyers served as the primary advisors to illegal Chinese aliens seeking political asylum." In so doing, the respondent violated numerous rules of professional conduct.

Consequently, on October 17, 2005, the Office of General Counsel for the Executive Office for Immigration Review petitioned for the respondent's immediate suspension from practice before the Board of Immigration Appeals and the Immigration Courts. On October 19, 2005, the Department of Homeland Security (the "DHS," formerly the Immigration and Naturalization Service) asked that the respondent be similarly suspended from practice before that agency.

The petition is granted, and the respondent is hereby suspended, absent a showing of good cause, from the practice of law before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding. *See* 8 C.F.R. § 1003.103(a).

Accordingly, the respondent is directed to promptly notify, in writing, any clients with cases currently pending before the Board, the Immigration Courts, or the DHS that the respondent has been suspended from practicing before these bodies. The respondent shall maintain records to evidence compliance with this order. Moreover, we direct that the contents of this notice be made available to the public, including at Immigration Courts and appropriate offices of the DHS.

FOR THE BOARD