

NOT FOR PUBLICATION

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

MATTER OF:

Thomas O. CAMPBELL, D2023-0245

Respondent

FILED

MAR 08 2024

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

ON BEHALF OF DHS: Toinette M. Mitchell, 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 from practice before the Board of Immigration Appeals, the Immigration Courts, and the Department of Homeland Security (“DHS”), effective immediately.

On October 30, 2023, 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 of Immigration Appeals, the Immigration Courts, and DHS based on the respondent’s conviction for a serious crime. We granted the petition on December 7, 2023.

On January 12, 2024, after the respondent had been sentenced and his conviction had become final, the Disciplinary Counsel for EOIR and the Disciplinary Counsel for DHS filed a Joint Notice of Intent to Discipline charging that the respondent is subject to summary discipline due to his conviction for a serious crime as defined in 8 C.F.R. § 1003.102(h). On January 30, 2024, the respondent filed a response to the Joint Notice of Intent to Discipline. In his response, the respondent does not contest the charge or the sanction and he does not request a hearing. The respondent instead explains that he did not understand that he needed to notify the Disciplinary Counsels of his conviction because he already had been suspended on the basis of his offense.

Because the respondent has not requested a hearing or contested the charge against him, we deem these issues waived and we sustain the charge in the Notice of Intent to Discipline. The Joint Notice of Intent to Discipline proposes that the respondent be disbarred from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS. The proposed sanction is appropriate considering the respondent’s conviction for a serious crime. We therefore will honor the proposed discipline and will order the respondent disbarred from practice before the Board of

Immigration Appeals, the Immigration Courts, and DHS. Further, as the respondent is currently suspended pursuant to our December 7, 2023, order of suspension, his disbarment will be effective immediately.

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

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 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.