

NOT FOR PUBLICATION

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

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MATTER OF:

Donald P. VERNON, D2021-0187

Respondent

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**FILED**

MAR 12 2024

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

ON BEHALF OF DHS: Toinette M. Mitchell, Disciplinary Counsel

IN PRACTITIONER DISCIPLINARY PROCEEDINGS  
On Motion from a Decision of 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

In a decision dated November 10, 2021, we suspended the respondent from practice before the Board of Immigration Appeals, the Immigration Courts, and the Department of Homeland Security (“DHS”) for 6 months, effective September 6, 2021. We denied the respondent’s first motion for reinstatement on December 22, 2023, and imposed an additional 30 day suspension due to the respondent’s failure to comply with our November 10, 2021, suspension order. The respondent now has filed a second motion for reinstatement, which will be granted.

The respondent has presented evidence showing that he has been reinstated to the practice of law in New York (Respondent’s Mot., Attachment A and C). He further maintains that he is an attorney in good standing in New York and that he meets the definition of attorney contained in 8 C.F.R. § 1001.1(f). *See* 8 C.F.R. § 1003.107(a)(1) (discussing requirements for reinstatement).

The Disciplinary Counsels for the Executive Office for Immigration Review and DHS do not dispute that the respondent meets the definition of attorney at 8 C.F.R. § 1001.1(f) and further note that he has complied with the terms of our December 22, 2023, suspension order. The Disciplinary Counsels further do not oppose the respondent’s motion for reinstatement. We therefore will grant the respondent’s motion for reinstatement. *See* 8 C.F.R. § 1003.107(a)(3).

**ORDER:** The respondent is reinstated to practice before the Board of Immigration Appeals, the Immigration Courts, and DHS, as of the date of this order.

**FURTHER ORDER:** This reinstatement should be reflected in any public notices maintained and disseminated by the Executive Office for Immigration Review regarding attorney discipline.

FURTHER ORDER: If the respondent wishes to represent a party before DHS, the Immigration Courts, or the Board, he must file a Notice of Appearance (Form G-28, Form EOIR-26, or Form EOIR-27) even in cases in which he was counsel prior to his suspension.