

NOT FOR PUBLICATION

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

MATTER OF:

Jibran S. MUHAMMAD, D2024-0136

Respondent

FILED

JUL 16 2024

ON BEHALF OF RESPONDENT: Pro se

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

ON BEHALF OF EOIR: Paul A. Rodrigues, 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 Malphrus, Deputy Chief Appellate Immigration Judge

MALPHRUS, Deputy Chief Appellate Immigration Judge

The respondent will be suspended from the practice of law before the Board of Immigration Appeals, the Immigration Court, and the Department of Homeland Security ("DHS") for six months, effective June 10, 2024.

On May 6, 2024, the Virginia State Bar Disciplinary Board issued an order suspending the respondent from the practice of law for a period of six months with terms, effective May 6, 2024. On May 23, 2024, 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. We granted the petition on June 10, 2024.

On May 28, 2024, the respondent filed an answer to the Notice of Intent to Discipline, admitting his suspension in Virginia and confirming he had no objection to reciprocal discipline in these proceedings. The respondent also stated he sent notices and letters to U.S. Citizenship and Immigration Services and existing clients regarding his suspension, and attached copies of said documents. The respondent does not contend he provided timely notice of his suspension to the Disciplinary Counsels for EOIR and DHS.

The respondent does not ask for a hearing before the Office of the Chief Immigration Judge, and we discern no basis for a hearing. 8 C.F.R. § 1003.106(a)(1). Specifically, the respondent has admitted that he has been suspended in Virginia, and this fact is sufficient to establish that

summary proceedings are appropriate. *See* 8 C.F.R. § 1003.103(b)(2); *see also* 8 C.F.R. § 1003.102(e). We therefore will proceed in summary disciplinary proceedings.

The Notice of Intent to Discipline includes the same proposed discipline, namely a six-month suspension from practicing before the Board of Immigration Appeals, the Immigration Courts, and DHS. The proposed sanction is appropriate in light of the respondent's suspension in Virginia. We therefore will honor the proposed discipline and will order the respondent suspended from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS for six months. Further, as the respondent did not comply with the notice requirements of 8 C.F.R. § 1003.103(c), we will deem his suspension to have commenced on June 10, 2024, the date of our immediate suspension order.

ORDER: The Board hereby suspends the respondent from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS for six months, effective June 10, 2024.

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.