

**NOT FOR PUBLICATION**

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

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MATTER OF:

Darren FAFAI, D2026-0089

Respondent

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**FILED**  
**MAR 18 2026**

ON BEHALF OF EOIR: Nathan Henriksen, Acting Disciplinary Counsel

ON BEHALF OF DHS: Amy S. Paulick, Disciplinary Counsel

IN PRACTITIONER DISCIPLINARY PROCEEDINGS  
Petition for Immediate Suspension Before the Board of Immigration Appeals

Before: Malphrus, Chief Appellate Immigration Judge; Creppy, Appellate Immigration Judge;  
Mullane, Appellate Immigration Judge

Opinion by Malphrus, Chief Appellate Immigration Judge

MALPHRUS, Chief Appellate Immigration Judge

On January 22, 2026, the Supreme Court Utah issued an Order Accepting Resignation with Discipline Pending and prohibiting the respondent from practicing law in Utah, effective on that date. On March 12, 2026, the Disciplinary Counsel for the Executive Office for Immigration Review and the Disciplinary Counsel for the Department of Homeland Security (“DHS”) jointly petitioned for the respondent’s immediate suspension from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS. The petition will be granted.<sup>1</sup> See 8 C.F.R. §§ 1003.103(a)(1) and (4) (discussing grounds for immediate suspension).

ORDER: The petition is granted, and the respondent is suspended from the practice of law before the Board of Immigration Appeals, the Immigration Courts, and DHS, pending final disposition of this proceeding. 8 C.F.R. § 1003.103(a)(4).

FURTHER ORDER: The respondent shall promptly notify, in writing, any clients with cases currently pending before the Board of Immigration Appeals, the Immigration Courts, or DHS that the respondent has been suspended from practicing before these bodies.

FURTHER ORDER: The respondent shall maintain records to evidence compliance with this order.

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<sup>1</sup> Upon good cause shown, the Board of Immigration Appeals may set aside the order of immediate suspension when it appears in the interest of justice to do so. 8 C.F.R. § 1003.103(a)(4).

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FURTHER ORDER: The contents of this notice shall be made available to the public, including at Immigration Courts and appropriate offices of DHS.