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UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT

THE  
COUNSEL

In the Matter of

KENNETH PANZER,

Respondent,

In practitioner disciplinary proceedings.

)  
)  
)  
) Disciplinary Case No. D2017-0078  
)  
)  
)

) Adjudicating Official: Hon. Elizabeth Kessler  
)

On Behalf of Respondent:

Thomas K. Ragland  
1001 Pennsylvania Avenue NW  
Suite 1300 South  
Washington, DC 20004

On Behalf of the Government:

Jennifer J. Barnes  
Disciplinary Counsel  
Office of the General Counsel  
Executive Office for Immigration Review  
U.S. Department of Justice  
5107 Leesburg Pike, Suite 2600  
Falls Church, VA 22041

ORDER OF THE ADJUDICATING OFFICIAL

This matter having come before the undersigned Immigration Judge, serving as an Adjudicating Official in the above captioned proceedings, it is ordered as follows:

The attached settlement agreement is approved.

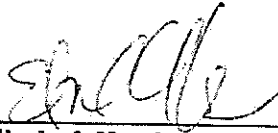
Respondent is suspended from practice before the Board of Immigration Appeals (Board), the Immigration Courts, and the Department of Homeland Security (DHS) for 30 days pursuant to the terms and conditions of the settlement agreement. The suspension shall take effect 15 days from the date of this order.

Respondent shall be automatically reinstated to practice before the Board, the Immigration Courts, and DHS at the conclusion of the 30-day suspension period, provided that he has complied with its terms and conditions.

The hearing scheduled for December 15, 2017, is waived.

Date:

DEC 13 2017

  
Elizabeth Kessler  
Immigration Judge

CERTIFICATE OF SERVICE

This document was served by mail (M) personal service (P) to:  
M Respondent M Respondent's Attorney M EOIR Disciplinary Counsel  
Date: 12/20/17 By: Bsm

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SETTLEMENT AGREEMENT

Respondent and the Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) agree that it is in the mutual and best interest of both parties to affect a resolution to the above-captioned case without further litigation. The parties adopt the following terms and conditions of this settlement agreement.

1. In consideration for resolving these proceedings without further litigation:
  - a. EOIR Disciplinary Counsel:
    - i. agrees to resolve this matter through the Adjudicating Official imposing on Respondent a 30-day suspension from practice before the Board of Immigration Appeals (Board), the Immigration Courts, and the Department of Homeland Security (DHS);<sup>1</sup>
    - ii. agrees that Respondent will be automatically reinstated to practice before the Board, the Immigration Courts, and DHS at the conclusion of the 30-day suspension period, provided that he has complied with its terms and conditions; and
    - iii. agrees not to initiate a reciprocal disciplinary proceeding based on any disciplinary order issued by the Florida Supreme Court, if such a disciplinary order is wholly reciprocal to this disciplinary proceeding or based wholly on the conduct that is the subject of this disciplinary proceeding; except, if the Florida Supreme Court does not reinstate Respondent at the conclusion of such discipline, then the EOIR

<sup>1</sup> DHS filed a motion in this matter, which requested that any discipline imposed that restricts the authority of Respondent to practice before the Board and the Immigration Courts also apply to his authority to practice before DHS.

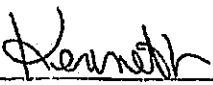
Disciplinary Counsel may initiate a reciprocal disciplinary proceeding against Respondent. If the Florida Supreme Court disciplines Respondent for conduct that is not wholly related to the conduct that is the subject of this disciplinary proceeding, then the EOIR Disciplinary Counsel may initiate a proceeding seeking to impose discipline reciprocal to the discipline imposed by the Florida Supreme Court.

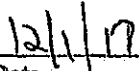
b. Respondent:

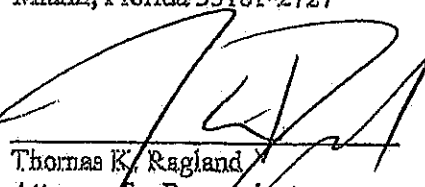
- i. acknowledges that his conduct, as alleged in the April 5, 2017 Notice of Intent to Discipline, constitutes a violation of 8 C.F.R. § 1003.102(g);
  - ii. agrees to a 30-day suspension from practice before the Board, the Immigration Courts, and DHS, and agrees not to appeal the 30-day suspension;
  - iii. agrees for himself, his successors, and his assigns, to release and forever discharge the U.S. Department of Justice, EOIR, and its officers, agents, and employees, in their official or individual capacities, from any and all claims, liabilities, actions, causes of action, and rights, known and unknown, arising from the above-captioned case, up to and including the execution of this settlement agreement; and
  - iv. agrees not to file any administrative or court challenge to this agreement.
2. The parties agree that Respondent's 30-day suspension shall commence 15 days from the date the Adjudicating Official issues a final order approving this settlement agreement. During the 15-day period before the 30-day suspension commences, in order to comply with the terms and conditions of this agreement, Respondent will withdraw from any pending immigration matter occurring during the 30-day suspension period and will notify the affected client(s) of his suspension. During the 30-day suspension period, Respondent will not engage in the practice of immigration law, including, but not limited to, participation in any immigration matters occurring during the 30-day suspension period, such as hearings before the Immigration Courts, proceedings before the Board, or proceedings before DHS.
  3. The parties agree that Respondent's 30-day suspension from practice shall apply to the Respondent alone and shall not apply to or have any effect on any other member or employee of Respondent's law practice, including, but not limited to, associate attorneys in Respondent's practice.
  4. The parties agree to waive a hearing on this matter and to waive any appeal on the charges specified in the April 5, 2017 Notice of Intent to Discipline if the Court enters an order that is wholly and exclusively in accordance with the agreed-upon terms of this Settlement Agreement.

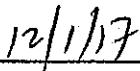
5. The parties agree that this settlement agreement has no precedential effect. Specifically, no party or person can use, cite, or rely upon this agreement or any of its term(s), including in a judicial or administrative proceeding. Nothing in this agreement, however, precludes either party from filing an action to enforce this agreement in the event of a breach of this agreement.
6. Any fees, costs, or expenses incurred by either party relating to the above-captioned case are solely the responsibility of the party that incurred them.
7. The terms set forth constitute the sole agreement between the parties in this matter. The parties agree that prior writings, conversations, communications, perceptions, or impressions cannot form the basis for any inference or conclusions that this settlement agreement extends beyond that which is stated within the four corners of this instrument.
8. This settlement agreement is considered a jointly drafted agreement and cannot be construed against any party as the drafter.
9. Respondent acknowledges that he has carefully read and fully understands all of the terms and conditions of this settlement agreement, and that he is freely and voluntarily entering into this settlement agreement. Respondent declares that he is not subject to coercion or duress, and that he is fully aware of the implications of entering into this agreement. Respondent acknowledges that he has been afforded reasonable time and opportunity to review and reflect upon this agreement. Respondent also acknowledges that counsel has represented and advised him throughout this proceeding.

The parties, by their signatures below, agree to the terms and conditions in this settlement agreement.

  
\_\_\_\_\_  
Kenneth Panzer  
Respondent  
12000 Biscayne Boulevard  
Suite 803  
Miami, Florida 33181-2727

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Thomas K. Ragland  
Attorney for Respondent  
1001 Pennsylvania Avenue NW  
Suite 1600 South  
Washington, DC 20004

  
\_\_\_\_\_  
Date

Jennifer J. Barnes  
Jennifer J. Barnes  
Disciplinary Counsel  
Office of the General Counsel  
Executive Office for Immigration  
Review  
U.S. Department of Justice  
5107 Leesburg Pike, Suite 2600  
Falls Church, VA 22041

December 4, 2017  
Date