

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

In the Matter of:

**Richard Bobus,
Respondent.**

DISCIPLINARY CASE # D 2016-0228

CHARGES: 8 C.F.R. §§ 1003.102 (n), (o), and (q)

PROPOSED DISCIPLINE: Suspension from practice before the Board of Immigration Appeals (Board) and Immigration Courts for a period of two years

ON BEHALF OF RESPONDENT:

Pro se
Richard L. Bobus, Esquire
1740 Santa Rosa Ave.
Santa Rosa, CA 95404

ON BEHALF OF THE GOVERNMENT:

Jennifer J. Barnes, Disciplinary Counsel
Paul A. Rodrigues, Associate General Counsel
Executive Office for Immigration Review
5107 Leesburg Pike, Suite 2600
Falls Church, Virginia 20530

Jeannette V. Dever, Associate Legal Advisor
U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement
Office of the Principal Legal Advisor
500 12th St., S.W.
Washington, DC 20536

MEMORANDUM OF DECISION AND ORDER

On March 31, 2017, the Disciplinary Counsel of the Office of the General Counsel for the Executive Office for Immigration Review (Disciplinary Counsel) filed a Notice of Intent to Discipline (NID) Richard L. Bobus (Respondent) with the Board of Immigration Appeals (Board) pursuant to 8 C.F.R. §§ 1003.102(n), (o), and (q). The Disciplinary Counsel also set forth the intent to suspend Respondent from practice before the Immigration Courts and the Board for 2 years. On June 7, 2017, the Board referred the matter to the Office of the Chief Immigration Judge for the appointment of an Adjudicating Official. The matter was assigned to the undersigned.¹ The undersigned held a preliminary telephonic hearing with the parties on November 3, 2017, and encouraged the parties to continue working on reaching a settlement.

¹ On April 7, 2017, the Department of Homeland Security (DHS) filed a motion for reciprocal discipline, requesting that any discipline imposed on Respondent which restricts his authority to practice before the Board or Immigration Courts also apply to his authority to practice before the DHS. See Exhibit 3.

On November 9, 2017, the Disciplinary Counsel filed a "MOTION TO APPROVE SETTLEMENT AGREEMENT & ENTER FINAL ORDER" based upon a settlement agreement signed jointly by the parties. In such agreement, Respondent acknowledges that his conduct as described in the NID constituted a violation of the three aforementioned subsections of the regulations and that he agrees to 1-year suspension of the practice of law before the Immigration Courts, the Board, and the DHS.

The Court finds good cause to grant the motion to approve the settlement. The Court finds the agreement resolves this matter in a manner that is fair to Respondent while also protecting those who would seek Respondent's services. The Court hopes that Respondent uses the period of this suspension to reflect on his past failings and to find ways to improve his business practices such that he may uphold his ethical obligations and serve his clients in a more competent manner in the future should he seek, and be granted, reinstatement.

Accordingly, the following orders are hereby entered:

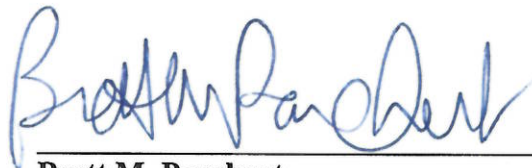
IT IS HEREBY ORDERED that the motion to approve the Settlement Agreement, which is hereby incorporated in its entirety into the instant order, be granted.

IT IS FURTHER ORDERED that the charges under 8 C.F.R. §§ 1003.102(n), (o), and (q) be sustained.

IT IS FURTHER ORDERED that Respondent be suspended from the practice of law before the Immigration Courts, the Board of Immigration Appeals, and the Department of Homeland Security for a period of 1 year.

DATE:

December 15, 2017



Brett M. Parchert

Adjudicating Official/Immigration Judge

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

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Respondent.

DISCIPLINARY CASE # D 2016-0228

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Pro se
Richard L. Bobus, Esquire
1740 Santa Rosa Ave.
Santa Rosa, CA95404

ON BEHALF OF THE GOVERNMENT:

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Paul A. Rodrigues, Associate General Counsel
Executive Office for Immigration Review
5107 Leesburg Pike, Suite 2600
Falls Church, Virginia 20530

Jeannette V. Dever, Associate Legal Counsel
U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement
Office of the Principal Legal Advisor
500 12th St., S.W.
Washington, DC 20529

ORDER OF THE ADJUDICATING OFFICIAL

IT IS HEREBY ORDERED that:

1. The grounds under **8 C.F.R. §§ 1003.102(n), (o), and (q)** set forth in the Notice of Intent to Discipline have been established by clear and convincing evidence.

The following disciplinary sanction shall be imposed:

Practitioner shall be permanently expelled from practice before:

- The Board of Immigration Appeals
- The Immigration Courts
- The Department of Homeland Security
- All

Practitioner shall be suspended from practice before:

- The Board of Immigration Appeals
- The Immigration Courts
- The Department of Homeland Security

All

Until one year from the date of the issuance of this order.

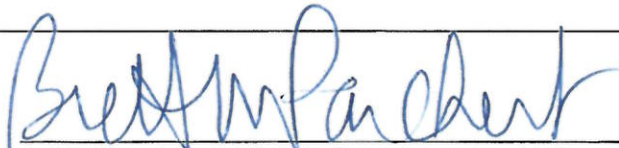
Practitioner shall be publically/privately censured

Other appropriate disciplinary sanction

n/a

Date:

12-15-17


Adjudicating Official - Immigration Judge

APPEAL: WAIVED PURSUANT TO SETTLEMENT AGREEMENT.

Brett M. Parchert
Immigration Judge

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: **MAIL** (M) PERSONAL SERVICE (P)

TO: PRACTITIONER PRACTITIONER'S ATT/REP DHS/EOIR

DATE: 12/21/17 BY: COURT STAFF 