

Falls Church, Virginia 22041

File: D2019-0001

Date: FEB 19 2019

In re: Andreea DUMITRU, Attorney

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

PETITION FOR IMMEDIATE SUSPENSION

ON BEHALF OF EOIR: Paul Rodrigues, Disciplinary Counsel

ON BEHALF OF DHS: Catherine M. O'Connell, Disciplinary Counsel

On November 19, 2018, in a case titled United States of America versus Andreea Dumitru in the United States District Court for the Southern District of New York, a jury entered a verdict of guilty on counts 1, 2 and 3 of a superseding indictment (Petition for Immediate Suspension, Attachment 1). These counts charged the respondent with asylum fraud under 18 U.S.C. § 1546, false statements under 18 U.S.C. § 1001(a)(2) and (3), and aggravated identity theft under 18 U.S.C. § 1028A(a)(1) (Petition for Immediate Suspension, Attachment 2). On January 2, 2019, United States District Judge Lewis Kaplan denied the respondent's motions for a judgment of acquittal or a new trial (Petition for Immediate Suspension, Attachment 3).

On February 4, 2019, the Disciplinary Counsel for the Department of Homeland Security (DHS) petitioned for the respondent's immediate suspension from practice before that agency. The Disciplinary Counsel for the Executive Office for Immigration Review then asked that the respondent be similarly suspended from practice before the Board of Immigration Appeals and the Immigration Courts.

The evidence submitted by the Disciplinary Counsel for the DHS establishes that the respondent has been found guilty of a serious crime as defined in 8 C.F.R. § 1003.102(h) and that immediate suspension is required. *See* 8 C.F.R. § 1003.103(a)(4). The petition therefore will be granted.¹

ORDER: The petition is granted, and the respondent is hereby suspended from the practice of law before the Board of Immigration Appeals, the Immigration Courts, and the 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 the 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.

¹ 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 the DHS.



FOR THE BOARD