

Falls Church, Virginia 22041

File: D2019-0266

Date: SEP 12 2019

In re: David Jay BERNSTEIN, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

PETITION FOR IMMEDIATE SUSPENSION

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

ON BEHALF OF EOIR: Paul Rodrigues
Disciplinary Counsel

On July 3, 2019, the Supreme Court of Florida suspended the respondent from the practice of law in Florida for 1 year, effective August 2, 2019. The Disciplinary Counsel for the Department of Homeland Security ("DHS") petitioned for the respondent's immediate suspension from practice before that agency on August 19, 2019. 8 C.F.R. § 1003.103(a). The Disciplinary Counsel for the Executive Office for Immigration Review asks that the respondent be similarly suspended from practice before the Board of Immigration Appeals ("Board") and the Immigration Courts. The petition will be granted. *See* 8 C.F.R. §§ 1003.103(a)(1) and (4) (discussing grounds for immediate suspension).¹

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

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

¹ The Board may set aside the order of immediate suspension upon a showing of good cause when it appears in the interest of justice to do so. 8 C.F.R. § 1003.103(a)(4).