

Falls Church, Virginia 22041

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File: D2020-0015

Date: SEP 29 2020

In re: David E. PIVER, Attorney

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

MOTION

ON BEHALF OF EOIR: Paul A. Rodrigues, Disciplinary Counsel

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

ON BEHALF OF RESPONDENT: David J. Chapman, Esquire

On June 25, 2020, we suspended the respondent from practice before the Board of Immigration Appeals ("Board"), the Immigration Courts, and the Department of Homeland Security ("DHS") for a period of 30 days, effective immediately. This was based on a criminal conviction for aiding and abetting false statements pursuant to 8 U.S.C. § 1306(c) and 18 U.S.C. § 2. The respondent has filed a motion seeking reinstatement to practice, which will be granted.

The Disciplinary Counsels for the Executive Office for Immigration Review ("EOIR") and the DHS do not oppose the respondent's motion for reinstatement. They do not dispute that the respondent meets the definition of attorney at 8 C.F.R. § 1001.1(f). We therefore will grant the respondent's motion for reinstatement. *See* 8 C.F.R. § 1003.107(a)(3).

ORDER: The respondent is reinstated to practice before the Board, the Immigration Courts, and the DHS, as of the date of this order.

FURTHER ORDER: This reinstatement should be reflected in any public notices maintained and disseminated by the Executive Office for Immigration Review regarding attorney discipline.

FURTHER ORDER: If the respondent wishes to represent a party before the DHS, the Immigration Courts or the Board, he must file a Notice of Appearance (Form G-28, Form EOIR-28 or Form EOIR-27), even in cases in which he was counsel prior to his suspension.



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FOR THE BOARD