

Falls Church, Virginia 22041

File: D2016-0070

Date: OCT 07 2020

In re: Jose A. BRACAMONTE, 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: Mark A. Harrison, Esquire

The respondent has been suspended from practice before the Board of Immigration Appeals, the Immigration Courts, and the Department of Homeland Security (DHS) for 45 days, beginning July 15, 2020. This suspension was based on misconduct in immigration matters and was agreed upon by the parties in a settlement agreement. An adjudicating official approved the settlement and issued a final order of suspension on July 1, 2020. The respondent now has filed a motion seeking reinstatement to practice. The respondent's motion will be granted.

The respondent has completed his 45-day period of suspension before the Board of Immigration Appeals, the Immigration Courts and the DHS. In addition, the respondent has presented evidence showing that he is authorized to practice law in Arizona.¹

The Disciplinary Counsels for the Executive Office for Immigration Review (EOIR) and the DHS do not dispute that the respondent meets the definition of attorney at 8 C.F.R. § 1001.1(f). The Disciplinary Counsels further do not oppose the respondent's motion for reinstatement. 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.

¹ The respondent has disclosed that the Presiding Disciplinary Judge in Arizona has issued an order directing him or the State Bar to state whether or not reciprocal discipline should be imposed in light of his suspension from practice before the Board of Immigration Appeals, the Immigration Courts, and the DHS. The respondent, however, explains that he and Bar counsel have agreed that the appropriate sanction in Arizona should be a retroactive suspension of 45 days coterminous with his suspension before the Board of Immigration Appeals, the Immigration Courts, and the DHS. The respondent states that his attorney and Bar counsel are in the process of drafting a joint motion to this effect. The respondent therefore does not anticipate any further discipline in Arizona.

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-26, or Form EOIR-27), even in cases in which he was counsel prior to his suspension.

A handwritten signature in blue ink, appearing to read "Donald A. Thomas", is written over a horizontal line.

FOR THE BOARD