

NOT FOR PUBLICATION

U.S. Department of Justice
Executive Office for Immigration Review
Board of Immigration Appeals

MATTER OF:

Rebecca A. MORIELLO, D2021-0007

Respondent

FILED
JAN 05 2023

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

ON BEHALF OF DHS: Toinette M. Mitchell, Disciplinary Counsel

IN PRACTITIONER DISCIPLINARY PROCEEDINGS
On Motion from a Decision of the Board of Immigration Appeals

Before: Liebowitz, Appellate Immigration Judge, Brown, Temporary Appellate Immigration
Judge, Noferi, Temporary Appellate Immigration Judge¹

Opinion by Liebowitz, Appellate Immigration Judge

LIEBOWITZ, Appellate Immigration Judge

In a decision dated October 31, 2022, we dismissed the respondent's appeal of the Adjudicating Official's May 5, 2022, decision, and ordered the respondent suspended from practice before the Board of Immigration Appeals, the Immigration Courts, and the Department of Homeland Security ("DHS") for a period of 30 days, effective 15 days from the date of the Board's decision. The respondent has now filed a motion for reinstatement, which will be granted.

With her motion for reinstatement, the respondent submitted a personal declaration and a December 15, 2022, certificate of good standing from the Supreme Court of North Carolina. The respondent maintains that she has complied with the terms of the suspension order and meets the definition of attorney as set forth in 8 C.F.R. § 1001.1(f), and requests that she be reinstated. *See* 8 C.F.R. § 1003.107(a)(1) (discussing requirements for reinstatement).

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

¹ Temporary Appellate Immigration Judges sit pursuant to appointment by the Attorney General. *See* 8 C.F.R. § 1003.1(a)(4)

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ORDER: The respondent is reinstated to practice before the Board of Immigration Appeals, the Immigration Courts, and 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 DHS, the Immigration Courts, or the Board, she must file a Notice of Appearance (Form G-28, Form EOIR-26, or Form EOIR-27) even in cases in which she was counsel prior to her suspension.