

Falls Church, Virginia 22041

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File: D2006-084

Date: July 6, 2006

In re: KAREN JAFFE, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

ON BEHALF OF GENERAL COUNSEL: Jennifer J. Barnes, Esquire

ON BEHALF OF DHS: Eileen M. Connolly, Appellate Counsel

ORDER:

PER CURIAM. On May 1, 2006, the Second Circuit Court of Appeals suspended the respondent from the practice of law in that court for 30 days. The Second Circuit order stated that the respondent on 2 occasions "falsely state[d] to this Court that illness prevented her required attendance at sessions of this Court on days when she appeared before an Immigration Judge at 26 Federal Plaza, within two blocks of the Thurgood Marshall Courthouse, where this Court sits."

Consequently, on May 26, 2006, the Office of General Counsel for the Executive Office for Immigration Review petitioned for the respondent's immediate suspension from practice before the Board of Immigration Appeals and the Immigration Courts. On May 31, 2006, the Department of Homeland Security (the "DHS," formerly the Immigration and Naturalization Service) asked that the respondent be similarly suspended from practice before that agency. Therefore, on June 12, 2006, we suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding.

The respondent on June 21, 2006, submitted a letter that she apparently wishes to serve as her answer to the allegations contained in the Notice of Intent to Discipline, which was served on May 26, 2006. *See* 8 C.F.R. § 1003.105(c)(1). In her Answer, the respondent acknowledges the Second Circuit order suspending her from the practice of law. The respondent does not request a hearing on the charges, and that opportunity is therefore waived. *See* 8 C.F.R. § 1003.105(c)(3). We therefore find it appropriate to issue a final order on the OGC's charges.

The Notice of Intent to Discipline recommends that the respondent be suspended from practicing before the Board and the Immigration Courts, for a period of 30 days. The DHS asks that we extend that discipline to practice before it as well. Since the recommendation is appropriate in light of the respondent's suspension from the practice of law in the Second Circuit, we will honor that recommendation. Accordingly, we hereby suspend the respondent from practice before the Board, the Immigration Courts, and the DHS for a period of 30 days. As the respondent is currently under our June 12, 2006, order of suspension, we will deem the respondent's suspension to have commenced on that date. The respondent is instructed to maintain compliance with the directives set forth in our prior order. The respondent is also instructed to notify the Board of any further disciplinary action against her. The respondent may petition this Board for reinstatement to practice before the Board, Immigration Courts, and DHS under 8 C.F.R. § 1003.107(b). In order to be reinstated, the respondent must demonstrate that she meets the definition of an attorney or representative, as set forth in 8 C.F.R. §§ 1001.1(f) and (j). *Id.* Therefore, the respondent must show that she has been reinstated to practice law in the Second Circuit before she may be reinstated by the Board. *See* 8 C.F.R. § 1001.1(f).



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FOR THE BOARD