

IMMIGRATION COURT
100 E. MICHELLE DR., SUITE 200
DENVER, CO 80202

In the Matter of:

Case No: D 2007-037

Lee, Benson

Practitioner

On Behalf of the Applicant

IN DISCIPLINARY PROCEEDINGS

On Behalf of the INS EOIR OFFICE

OFFICE OF THE
GENERAL COUNSEL

07 JUL 25 PM 4:21

RECEIVED
OFFICE OF JUDGE

ORDER OF THE IMMIGRATION JUDGE

ORDER: It is hereby ordered that:

1. The ground(s) set forth in the Notice of Intent to Discipline have not been established by clear, convincing, and unequivocal evidence and are, hereby, dismissed.
2. The ground(s) as set forth in the Notice of Intent to Discipline have been established by clear, convincing, and unequivocal evidence. Any remaining ground(s) set forth in the Notice of Intent to Discipline have not been established by clear, convincing, and unequivocal evidence and are, hereby, dismissed.

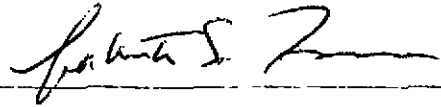
The following disciplinary sanction shall be imposed:

- Practitioner shall be permanently expelled from practice before:
- The Board of Immigration Appeals and the Immigration Courts
 - The Immigration and Naturalization Service
 - Both
- Practitioner shall be suspended from practice before:
- The Board of Immigration Appeals and the Immigration Courts
 - The Immigration and Naturalization Service
 - Both
- Until _____
- Practitioner shall be publically privately censured

Other appropriate disciplinary sanction

3 month suspension before Immigration Courts,
Board of Immigration Appeals and DHS effective
nine p.m. to February 1, 2007.

Date July 18, 2007



LAMONTE S. FREERKS
IMMIGRATION JUDGE

APPEAL: WAIVED RESERVED
APPEAL DUE BY:

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)
TO: PRACTITIONER PRACTITIONER'S ATT REP INS. EOIR
DATE: _____ BY: COURT STAFF _____

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IN PRACTITIONER DISCIPLINARY PROCEEDINGS
BEFORE THE IMMIGRATION COURT**

In the Matter of)	
)	
BENSON LEE,)	Disciplinary Case # D2007-031
)	
Respondent:)	
)	

CONSENT ORDER

Respondent, pro se, and the Office of the General Counsel (OGC), Executive Office for Immigration Review (EOIR), by the undersigned Bar Counsel, hereby submit this consent order pursuant to 8 C.F.R. § 1003.106(a)(1)(ii), and seek the Court's approval thereunder.

Basis of Consent Order

1. Respondent hereby declares that the foregoing is freely and voluntarily rendered, that he is not being subjected to coercion or duress, and that he is fully aware of the implications of this consent order.

2. Respondent acknowledges that OGC has met its burden of proof, by clear, convincing, and unequivocal evidence, to the allegations set forth in the Notice of Intent to Discipline, to wit: that by an order entered by the Supreme Court of Nevada on December 12, 2006, he was suspended for three (3) months, effective December 27, 2006, as to existing clients and effective December 12, 2006, as to new clients.

3. Respondent further acknowledges that if this matter were to proceed to a hearing, there would be a substantial likelihood that OGC would prevail on the merits, and that he would be unable to rebut the presumption of under 8 C.F.R. § 1003.103(b)(2)(i) - (iii) that reciprocal (i.e., identical) discipline should be imposed.

4. Respondent affirms that he has not engaged in the practice of law in any form, including the practice of immigration law, since February 1, 2007.


5. To date, Respondent has been reinstated to practice law in Nevada, as of March 12, 2007, and currently is a member in good standing in that state.

6. Therefore, Respondent consents to a three (3) month suspension before the Immigration Courts, Board of Immigration Appeals ("Board"), and Department of Homeland Security ("DHS"), effective nunc pro tunc to February 1, 2007.

7. Since Respondent is readmitted to practice law in Nevada, he may file a notice to the Board for its immediate consideration, together with sufficient evidence of such readmission, requesting that he be reinstated to practice before the Immigration Courts, Board, and DHS, pursuant to 8 C.F.R. § 1003.107(a). If Respondent files such notice with the requisite evidence of readmission and OGC verifies that Respondent has, in fact, been readmitted to the practice of law in Nevada OGC will file a notice of non-opposition.

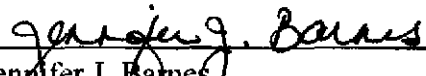
By consent, it is ORDERED AND ADJUDGED that Respondent shall be suspended from practice before the Board, Immigration Courts, and DHS for three (3) months, nunc pro tunc to February 1, 2007, and until such further order of the Board on application for reinstatement pursuant to 8 C.F.R. § 1003.107(a).

Dated: July 18, 2007




Benson Lee
Respondent

June 28, 2007



Jennifer J. Barnes
Bar Counsel
Executive Office for
Immigration Review

Date: July 18, 2007

By the Immigration Court:


LaMonte S. Freerks
Immigration Judge