

Falls Church, Virginia 20530

File: D2013-320

Date: FEB 25 2014

In re: JOSE M. GUERRERO, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

MOTION

ON BEHALF OF EOIR: Jennifer J. Barnes, Disciplinary Counsel

ON BEHALF OF DHS: Diane H. Kier
Associate Legal Advisor

The respondent, who has been suspended from practice before the Board, Immigration Courts, and the Department of Homeland Security (the "DHS") for two months, has sought reinstatement to practice. The respondent's request for reinstatement to practice will be granted.

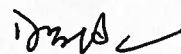
On October 28, 2013, the District Court, Bexar County, Texas, 285th Judicial District entered an "Agreed Judgment of Partially Probated Suspension" concerning the respondent. The respondent was suspended from the practice of law for two years. The respondent was actively suspended from the practice of law for two months, followed by a twenty-two month period of probated suspension.

Consequently, on November 15, 2013, the Disciplinary 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. The DHS then asked that he be similarly suspended from practice before that agency. On December 3, 2013, we suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding. On January 7, 2014, we issued a final order, suspending the respondent from practice for two months, effective December 3, 2013. He has filed a motion seeking to be reinstated to practice before the Board, the Immigration Courts, and the DHS. *See* 8 C.F.R. § 1003.107. The EOIR Disciplinary Counsel does not oppose the petition for reinstatement, observing that the respondent has completed the period of suspension, and meets the definition of attorney as provided at 8 C.F.R. § 1101.1(f). The respondent will be reinstated to practice.

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: Because the respondent has been reinstated, public notices regarding the respondent's suspension should reflect this reinstatement.

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



FOR THE BOARD