

Falls Church, Virginia 20530

File: D2014-048

Date: JUL 15 2014

In re: TIMOTHY DAVID MYERS, 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 90 days, has sought reinstatement to practice. The respondent's request for reinstatement to practice will be granted.

On December 11, 2013, the respondent was suspended from the practice of law for two years, stayed, with an actual suspension of 90 days, and probation for two years, by the Supreme Court of California. Consequently, on February 27, 2014, 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 the respondent be similarly suspended from practice before that agency.

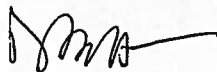
Therefore, on March 19, 2014, the Board suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding. We issued a final order on April 15, 2014, suspending the respondent from practice for 90 days.

The respondent requests 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 motion, observing that the respondent has completed the period of suspension, and meets the definition of attorney 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