

Falls Church, Virginia 22041

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File: D2000-013

Date: FEB 26 2002

In re: ANTONIO REYES-VIDAL, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

MOTION

ON BEHALF OF RESPONDENT: Robert A. Shivers, Esquire

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

ON BEHALF OF SERVICE: Barry O'Melinn, Appellate Counsel

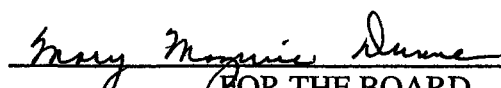
ORDER:

PER CURIAM. On February 4, 1999, the Commission for Lawyer Discipline in the District Court of Bexar County, Texas, 45th Judicial District, suspended the respondent from the practice of law in that state for a period of 84 months, consisting of 24 months of active suspension from the practice of law and 60 months of probation. The suspension contains certain terms and conditions that the respondent must satisfy.

On August 10, 2000, we suspended the respondent from practicing before the Board, the Immigration Courts, and the Immigration and Naturalization Service pending final disposition of this proceeding. When the respondent failed to file a timely answer to the Notice of Intent to Discipline, we entered a final order of discipline on December 4, 2000, suspending the respondent from practice before the Board, the Immigration Courts, and the Service for a period of 84 months. We denied a previous motion filed by the respondent, seeking reinstatement, as premature on July 30, 2001.

The respondent again moves that we reinstate him to practice before the Board, the Immigration Courts, and the Service. The respondent asserts that he has been reinstated to practice in Texas, where he was disciplined. A November 5, 2001, letter from the State Bar of Texas, stating that the respondent has been reinstated to its active rolls, is in the record. The Office of General Counsel for the Executive Office for Immigration Review, who initiated these disciplinary proceedings, does not oppose the motion and notes that the respondent appears to meet the definition of attorney as provided in 8 C.F.R. § 1.1(f). The Service has not responded to the motion.

Given that the respondent has been reinstated to practice law in Texas, his motion is unopposed, and there appear to be no adverse factors in his case, we find that the respondent should be and hereby is reinstated to practice before the Board, the Immigration Courts, and the Service, as of the date of this order. Because the respondent has been reinstated, public notices regarding the respondent's suspension by the Board should be withdrawn.

  
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FOR THE BOARD