

Falls Church, Virginia 22041

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File: D2005-188

Date: APR 14 2006

In re: DAVID J. RODKIN, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

MOTION

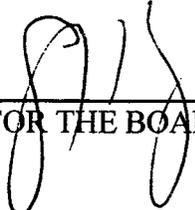
ON BEHALF OF GENERAL COUNSEL: Jennifer J. Barnes, Esquire

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

ORDER:

PER CURIAM On July 21, 2005, the respondent was suspended from the practice of law for a period of 6 months, by the New York Supreme Court, Appellate Division, First Judicial Department. On November 22, 2005, the Board issued a final order of discipline against the respondent, and suspended him from practice before the Board, the Immigration Courts, and the Department of Homeland Security (the "DHS," formerly the Immigration and Naturalization Service) for a period of 6 months. On January 30, 2006, we amended our November 22, 2005, order so the order of discipline against the respondent is effective *nunc pro tunc* to August 22, 2005, the effective date of the suspension order in New York.

The respondent moves that we reinstate him to practice before the Board, the Immigration Courts, and the DHS. He states that he is currently a member in good standing of the New York Bar, and presents evidence that this is the case. The Office of General Counsel has filed a notice of non-opposition to the petition for reinstatement. Given that the respondent's motion is unopposed, we find that the respondent should be and hereby is reinstated to practice before the Board, the Immigration Courts, and the DHS, 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Because the respondent has been reinstated, public notices regarding the respondent's suspension by the Board should be withdrawn. 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.

  
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FOR THE BOARD