

Falls Church, Virginia 22041

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File: D2012-193

Date: NOV 19 2012

In re: DAVID WILLIAM IVERSON, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

MOTION

ON BEHALF OF DHS: Rachel A. McCarthy, Disciplinary Counsel

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

The respondent's unopposed motion for reinstatement to practice will be granted.

On May 29, 2012, the Supreme Court of Florida suspended the respondent from the practice of law for 90 days, effective 30 days from the date of its order. Consequently, on August 10, 2012, the Department of Homeland Security (the "DHS") initiated disciplinary proceedings against the respondent and petitioned for the respondent's immediate suspension from practice before the DHS. The Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) then asked that the respondent be similarly suspended from practice before EOIR, including the Board and Immigration Courts.

Therefore, on August 22, 2012, we suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding.

On September 11, 2012, after considering the respondent's answer, we suspended the respondent from practice before the Board, Immigration Courts, and DHS for 90 days, effective June 28, 2012.

The respondent seeks reinstatement to practice. In a revised response, the DHS does not oppose the request. The respondent has presented evidence that he meets the regulatory definition of attorney, and he has completed the period of suspension. 8 C.F.R. §§ 1001.1(f), 1003.107(a)(2012). *See* 77 Fed. Reg. 2011, 2015 (Jan. 13, 2012). 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.

  
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FOR THE BOARD