

Falls Church, Virginia 20530

File: D2014-085

Date: NOV 05 2015

In re: DANIEL W. CARRIGAN, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

ON BEHALF OF EOIR: Jennifer J. Barnes
Disciplinary Counsel

ON BEHALF OF DHS: Jeannette V. Dever
Associate Legal Advisor

The respondent will be suspended from practice before the Board of Immigration Appeals (the "Board"), the Immigration Courts, and the Department of Homeland Security (the "DHS") for 3 years.

On February 4, 2014, the Supreme Court of Colorado immediately suspended the respondent from the practice of law in Colorado. Consequently, on April 1, 2014, the Disciplinary Counsel for the Executive Office of Immigration Review (EOIR) petitioned for the respondent's immediate suspension from practice before the Board of Immigration Appeals and the Immigration Courts. The Disciplinary Counsel for the Department of Homeland Security (DHS) then asked that the respondent be similarly suspended from practice before the DHS. We granted the petition on April 23, 2014.

On July 28, 2015, the Supreme Court of Colorado issued a final order suspending the respondent from the practice of law in that state for 3 years, effective September 1, 2015. The Disciplinary Counsel for the EOIR then filed a Notice of Intent to Discipline on September 24, 2015, and the DHS filed a motion for reciprocal discipline.

The respondent was required to file a timely answer to the allegations contained in the Notice of Intent to Discipline but has failed to do so. *See* 8 C.F.R. § 1003.105 (2013). The respondent's failure to file a response within the time period prescribed in the Notice constitutes an admission of the allegations therein, and the respondent is now precluded from requesting a hearing on the matter. 8 C.F.R. § 1003.105 (2013).

The Notice proposes that the respondent be suspended from practicing before the Board and the Immigration Courts for 3 years. Because the respondent has failed to file an answer, the regulations direct the Board to adopt the proposed sanction contained in the Notice, unless there are considerations that compel us to digress from that proposal. 8 C.F.R. § 1003.105 (2013).

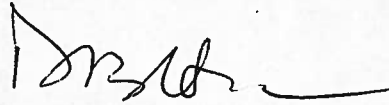
The proposed sanction is appropriate in light of the respondent's suspension in Colorado. Accordingly, the Board will honor that proposal. Further, as the respondent is currently under our April 23, 2014, order of suspension, his 3-year period of suspension will commence immediately.

ORDER: The Board hereby suspends the respondent from practice before the Board, the Immigration Courts, and the DHS for 3 years.

FURTHER ORDER: The respondent is instructed to maintain compliance with the directives set forth in our prior order. The respondent is also instructed to notify the Board of any further disciplinary action against him.

FURTHER ORDER: The respondent may petition this Board for reinstatement to practice before the Board, Immigration Courts, and DHS under 8 C.F.R. § 1003.107 (2013).

FURTHER ORDER: As the Board earlier imposed an immediate suspension order in this case, today's order of the Board becomes effective immediately. 8 C.F.R. § 1003.105(d)(2) (2013).

A handwritten signature in black ink, appearing to be "D. Smith", written over a horizontal line.

FOR THE BOARD