

Falls Church, Virginia 22041

File: D2016-0113

Date:

AUG 19 2016

In re: CHERYL BOONE-DELGADO, 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 (“Board”), the Immigration Courts, and the Department of Homeland Security (“DHS”) for 1 year.

On May 16, 2016, the District 10 Grievance Committee Evidentiary Panel 10-2 State Bar of Texas issued a final order suspending the respondent from the practice of law in Texas for 1 year. Consequently, on June 10, 2016, the Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) petitioned for the respondent’s immediate suspension from practice before the Board and the Immigration Courts. The Disciplinary Counsel for the DHS then asked that the respondent be similarly suspended from practice before that agency. We granted the petition on July 11, 2016.

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. 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.

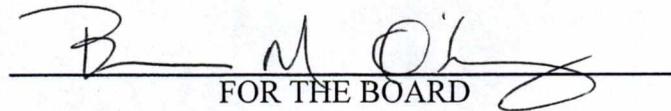
The Notice of Intent to Discipline proposes that the respondent be suspended from practicing before the Board and the Immigration Courts for 1 year. The Disciplinary Counsel for the DHS asks the Board to extend that discipline to practice before that agency as well. Because the respondent has failed 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.

Because the proposed sanction is appropriate, in light of the respondent’s suspension in Texas for 1 year, the Board will honor that proposal. Further, as the respondent is currently under our July 11, 2016, order of suspension, we will deem the respondent’s suspension to have commenced on that date.

ORDER: We hereby suspend the respondent from practice before the Board, the Immigration Courts, and the DHS for a period of 1 year. The suspension is deemed to have commenced on July 11, 2016.

FURTHER ORDER: The respondent must maintain compliance with the directives set forth in our prior order. The respondent must notify the Board of any further disciplinary action against her.

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


FOR THE BOARD