

NOT FOR PUBLICATION

U.S. Department of Justice
Executive Office for Immigration Review
Board of Immigration Appeals

MATTER OF:

Samuel C. BEALE, D2023-0269

Respondent

FILED

DEC 18 2023

ON BEHALF OF EOIR: Paul A. Rodrigues, Disciplinary Counsel

ON BEHALF OF DHS: Toinette M. Mitchell, Disciplinary Counsel

IN PRACTITIONER DISCIPLINARY PROCEEDINGS
Petition for Immediate Suspension Before the Board of Immigration Appeals

Before: Malphrus, Deputy Chief Appellate Immigration Judge; Clark, Appellate Immigration Judge; Creppy, Appellate Immigration Judge¹

Opinion by Creppy, Appellate Immigration Judge

CREPPY, Appellate Immigration Judge

On September 21, 2023, the Investigatory Panel 12-2, District 12, Grievance Committee, State Bar of Texas, and the respondent entered into an Agreed Judgment of Partially Probated Suspension that ordered the respondent suspended from the practice of law for one year, beginning November 1, 2023, and ending October 31, 2024, subject to certain terms and conditions. The judgment provided that the respondent shall be actively suspended for one month, beginning November 1, 2023, and ending November 30, 2023, and if the respondent timely complies with the terms and conditions set forth therein, the respondent will begin the 11-month period of probated suspension, beginning on December 1, 2023, and ending on October 31, 2024. If the respondent fails to timely comply with the terms and conditions, he will remain actively suspended until the date of compliance or until October 31, 2024, whichever occurs first.

On November 20, 2023, the Disciplinary Counsel for the Executive Office for Immigration Review ("EOIR") and the Disciplinary Counsel for the Department of Homeland Security ("DHS") jointly petitioned for the respondent's immediate suspension from practice before the Board of Immigration Appeals, the Immigration Courts, and DHS. The petition will be granted.² See 8 C.F.R. §§ 1003.103(a)(1) and (4) (discussing grounds for immediate suspension).

¹ Temporary Appellate Immigration Judges sit pursuant to appointment by the Attorney General. See 8 C.F.R. § 1003.1(a)(4)

² Upon good cause shown, the Board of Immigration Appeals may set aside the order of immediate suspension when it appears in the interest of justice to do so. 8 C.F.R. § 1003.103(a)(4).

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ORDER: The petition is granted, and the respondent is hereby suspended from the practice of law before the Board of Immigration Appeals, the Immigration Courts, and DHS, pending final disposition of this proceeding. 8 C.F.R. § 1003.103(a)(4).

FURTHER ORDER: The respondent shall promptly notify, in writing, any clients with cases currently pending before the Board of Immigration Appeals, the Immigration Courts, or DHS that the respondent has been suspended from practicing before these bodies.

FURTHER ORDER: The respondent shall maintain records to evidence compliance with this order.

FURTHER ORDER: The contents of this notice shall be made available to the public, including at Immigration Courts and appropriate offices of the DHS.