

Falls Church, Virginia 20530

File: D2013-269

Date: JAN 26 2015

In re: MOHAMMED NOURE ALO, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

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

ON BEHALF OF DHS: Megan B. Herndon
Section Chief, Immigration Court Practice Section, West

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

On June 30, 2014, the Supreme Court of Ohio issued an order suspending the respondent from the practice of law in the state for an interim period pending the outcome of disciplinary proceedings. Consequently, on July 31, 2014, 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 DHS then asked that the respondent be similarly suspended from practice before that agency. We granted the petition on August 18, 2014.

On November 19, 2014, the United States District Court for the Southern District of Ohio convicted the respondent, upon a plea of guilty, to one count of aiding and abetting honest services and wire fraud in violation of 18 U.S.C. §§ 1343, 1346, and 2. The Disciplinary Counsel for EOIR then filed a Notice of Intent to Discipline on December 9, 2014, and the DHS moved for reciprocal discipline.

The respondent was required to file a timely answer to the allegations contained in the Notice of Intent to Discipline. 8 C.F.R. § 1003.105 (2013); 8 C.F.R. § 292.3(e). 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); 8 C.F.R. § 292.3(e).

The Notice of Intent to Discipline proposes that the respondent be disbarred from practice before the Board and the Immigration Courts, and the DHS asks that we extend that discipline to practice before the DHS. As the respondent failed to file a timely answer, the regulations direct us 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); 8 C.F.R. § 292.3(e).

The proposed sanction is appropriate in light of the respondent's conviction of a serious crime. We will therefore honor the proposed sanction. The respondent is currently under our August 18, 2014, order of suspension. We will deem the respondent's disbarment to have commenced on that date.

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ORDER: The Board hereby disbars the respondent from practice before the Board, the Immigration Courts, and the DHS.

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, consisting of several loops and a long horizontal stroke at the end.

FOR THE BOARD