

Falls Church, Virginia 20530

File: D2012-327

Date: NOV 26 2013

In re: STEVEN ANTHONY GUILIN, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

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

ON BEHALF OF DHS: Diane H. Kier
Associate Legal Advisor

The respondent will be suspended from practice before the Board, the Immigration Courts, and the Department of Homeland Security (the "DHS") for 10 months.

On July 9, 2013, the Supreme Court of California suspended the respondent from the practice of law in California for 10 months. Consequently, on September 25, 2013, the Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) petitioned for the respondent's immediate suspension from practice before the Board of Immigration Appeals and the Immigration Courts and filed a Notice of Intent to Discipline. The DHS subsequently filed motions asking that any restrictions imposed on the respondent's ability to practice before the Board or the Immigration Courts be applied to his ability to practice before the DHS.

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 10 months. 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).

Since the proposed sanction is appropriate, in light of the respondent's suspension from the practice of law by the Supreme Court of California, the Board will honor that proposal. The respondent's suspension will commence 15 days after the date of this order.¹ See 8 C.F.R. § 1003.105(d)(2).

¹ Because the time period allowed for a response to the Notice of Intent to Discipline expired before we could rule on EOIR's petition for immediate suspension, we have not ruled on EOIR's petition but have issued a final order of discipline in the respondent's case.

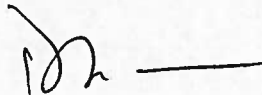
ORDER: The Board hereby suspends the respondent from practice before the Board, the Immigration Courts, and the DHS for a period of 10 months.

FURTHER ORDER: The respondent is directed to promptly notify, in writing, any clients with cases currently pending before the Board or the Immigration Courts that the respondent has been suspended from practicing before these bodies. The respondent also is instructed to notify the Board of any further disciplinary action against him and to maintain records to evidence compliance with this order.

FURTHER ORDER: The Board directs that the contents of this notice be made available to the public, including at Immigration Courts.

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: This order becomes effective 15 days after the date it is issued. 8 C.F.R. § 1003.105(d)(2) (2013).

A handwritten signature in black ink, appearing to be 'J. H.', is written above a horizontal line.

FOR THE BOARD