

Falls Church, Virginia 22041

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File: D2016-0167

Date: AUG 24 2016

In re: TIMOTHY DAVID MYERS, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

PETITION FOR IMMEDIATE SUSPENSION

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

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

On June 20, 2016, the State Bar Court of California issued an Order Entering Default and an Order Enrolling Inactive (Rule 5.80 – Failure to File Timely Response). The default order was effective upon filing of the order and the inactive enrollment was effective 3 days after service of the order. Consequently, on July 28, 2016, 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. The Disciplinary Counsel for the Department of Homeland Security (DHS) then asked that the respondent be similarly suspended from practice before that agency. The petition will be granted.<sup>1</sup>

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

FURTHER ORDER: The respondent is directed to promptly notify, in writing, any clients with cases currently pending before the Board, the Immigration Courts, or the 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 Board directs that the contents of this notice be made available to the public, including at Immigration Courts and appropriate offices of the DHS.

  
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FOR THE BOARD

<sup>1</sup> The Board may set aside the order of immediate suspension upon a showing of good cause when it appears in the interest of justice to do so. 8 C.F.R. § 1003.103(a)(4).