



# Detail

**Complaint Number:** 200

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/20/10

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
05/24/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | Third party (b) (6) |
|              |                     | (b) (6)             |

**Complaint Narrative:** (b) (6) during the proceeding a thrid party alleges the ij berated the attorney.

| Complaint History |   |
|-------------------|---|
| 05/17/10          | Alleged conduct occurred                        |
| 05/21/10          | Complaint referred to ACIJ                      |
| 05/21/10          | Database entry created                          |
| 05/24/10          | Complaint dismissed because it was disproven    |
| 05/25/10          | ACIJ contacted source regarding confidentiality |



# Detail

**Complaint Number:** 201

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/14/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
05/15/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | BIA                 |

**Complaint Narrative:** (b) (6) - transcript indicates that R's attorney did not have a full opportunity to conduct redirect. Also, BIA notes that some factors relied on by IJ in finding adverse credibility were speculative. Remand in abundance of caution.

| Complaint History |   |
|-------------------|---|
| 06/05/08          | Alleged conduct occurred  |
| 05/15/09          | Complaint concluded -- IJ termination during trial period made action unnecessary |
| 05/15/09          | Complaint referred to ACIJ  |
| 05/21/10          | Database entry created  |



# Detail

Complaint Number: 202

Immigration Judge: (b)(6)

Complaint Received Date: 05/14/09

**Current ACIJ**

Smith, Gary W.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Written counseling

**Final Action Date**

01/05/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | BIA                 |

**Complaint Narrative:** (b) (6) -- during hearing, IJ inappropriately compared R's case to another case (b) (6) had heard earlier in the week; IJ's skepticism of R's Christianity was based on speculation and conjecture. Remanded to different IJ.

| Complaint History |  |
|-------------------|--|
| 02/14/08          | Alleged conduct occurred                 |
| 05/14/09          | Complaint referred to ACIJ               |
| 05/21/10          | Database entry created                   |
| 06/02/10          | ACIJ requests IJ perspective on the case |
| 11/03/10          | IJ response due 11/19/10                 |
| 01/05/11          | Written counseling                       |



# Detail

**Complaint Number:** 203

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/26/09

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
05/27/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's conduct as evidenced by the transcripts suggests (b) (6) did not act as a neutral and impartial arbiter; IJ stepped beyond the high standards of fairness and objectivity that Rs should be afforded in the immigration courts. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 07/09/07          | Alleged conduct occurred  |
| 05/27/09          | ACIJ decides to re-assign IJ to (b) (6)   |
| 05/27/09          | Complaint concluded -- corrective action already taken - Training and reassignment occurred |
| 05/27/09          | Complaint referred to ACIJ  |
| 05/27/09          | IJ conduct pre-dates remedial training in 4/2008  |
| 05/27/09          | IJ overall decisions since training being reviewed  |
| 07/01/09          | IJ reassigned to (b) (6)  |
| 05/21/10          | Database entry created  |





# Detail

**Complaint Number:** 204

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/20/09

**Current ACIJ**  
Fong, Thomas Y. K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
12/23/09

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ relied on speculation and conjecture to conclude that R's circumcision in the U.S. could not have occurred as he said it did; IJ erred in not permitting telephonic testimony. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 06/20/07          | Alleged conduct occurred  |
| 05/22/09          | Oral counseling - ACIJ reviewed the IJ's "faulty credibility determination" |
| 05/26/09          | Complaint referred to ACIJ  |
| 12/23/09          | Oral counseling   |
| 01/06/10          | Reviewed case with IJ during PWP review                                     |
| 02/17/10          | ACIJ continues to monitor her court conduct                                 |
| 03/04/10          | Training - Anger Management Course completed                                |
| 05/21/10          | Database entry created  |



# Detail

**Complaint Number:** 205

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/29/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/05/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ denied motion to reopen based on impermissible conclusions and speculation, without reviewing the evidence and facts before (b) (6) Remand.

| Complaint History |  |
|-------------------|--|
| 06/27/08          | Alleged conduct occurred                               |
| 06/01/09          | Complaint referred to ACIJ                             |
| 06/05/09          | ACIJ reviewed the decision                             |
| 06/05/09          | Complaint dismissed because it cannot be substantiated |
| 05/21/10          | Database entry created                                 |



# Detail

**Complaint Number:** 206

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/29/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA noted they cannot condone IJ's gratuitous commentary (concerning R's parenting skills) in (b) (6) oral decision. Appeal dismissed.

| Complaint History |   |
|-------------------|---|
| 12/08/08          | Alleged conduct occurred                          |
| 06/01/09          | Complaint referred to ACIJ                        |
| 01/20/10          | Draft reprimand prepared                          |
| 01/29/10          | Complaint resolved per complaint - Complaint #254 |
| 01/29/10          | Written reprimand                                 |
| 02/22/10          | IJ request response added to OPF                  |
| 03/15/10          | Subsequent action filed                           |
| 03/17/10          | ACIJ declines to add response to OPF, notifies IJ |
| 05/21/10          | Database entry created                            |



# Detail

**Complaint Number:** 207

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/29/09

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
06/01/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R alleges that IJ abused (b) (6) discretion by denying a motion to change venue and that IJ was condescending and extremely sarcastic. BIA finds no abuse of discretion and little evidence that IJ behaved inappropriately. Appeal dismissed.

| Complaint History |  |
|-------------------|--|
| 06/19/07          | Alleged conduct occurred   |
| 06/01/09          | Complaint dismissed due to the complainant's failure to state a claim - No further action required - BIA found no misconduct |
| 06/01/09          | Complaint referred to ACIJ   |
| 05/21/10          | Database entry created   |



# Detail

**Complaint Number:** 208

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/27/09

**Current ACIJ**  
Smith, Gary W.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written reprimand

**Final Action Date**  
05/27/09

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** IJ failed to respond to Ethics Officer concerning questions she had with (b)(6) financial disclosure form.

| Complaint History |   |
|-------------------|---|
| 01/14/09          | Ethics copies ACIJ McGoings on IJ's failure to respond to request |
| 03/17/09          | ACIJ directs IJ to respond  |
| 04/08/09          | ACIJ directs IJ to respond again                                  |
| 05/15/09          | Ethics advises IJ civil and criminal penalties may ensue          |
| 05/27/09          | Written reprimand   |
| 08/13/09          | ACIJ revokes ij's permission to speak at speaking engagement      |
| 05/21/10          | Database entry created  |



# Detail

**Complaint Number:** 209

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/05/09

**Current ACIJ**  
Romig, Jeffrey L.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
05/25/10

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ made adverse credibility finding and DHS stipulated to R's PTSD, but R was not not provided with opportunity to explain the impact PTSD may have had on her credibility. In addition, IJ made inappropriate comments regarding the medical profession. Remand.

| Complaint History |  |
|-------------------|--|
| 06/25/07          | Alleged conduct occurred   |
| 06/05/09          | Complaint referred to ACIJ   |
| 06/10/09          | ROP retrieved for ACIJ   |
| 05/21/10          | Database entry created   |
| 05/25/10          | Oral counseling - IJ was instructed that (b)(6) needs to be conscious of the line between what (b)(6) is thinking and saying |





# Detail

**Complaint Number:** 210

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/29/09

**Current ACIJ**

Sukkar, Elisa M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

06/15/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:**

(b) (6) -- BIA troubled by R's due process claims and unable to provide adequate appellate review because IJ provided only summary orders, and no factual findings or legal analysis, on both merits decision and motion to reconsider. Remand.

| Complaint History |                            |
|-------------------|----------------------------|
| 08/25/08          | Alleged conduct occurred   |
| 06/01/09          | Complaint referred to ACIJ |
| 05/21/10          | Database entry created     |
| 06/15/10          | Oral counseling            |



# Detail

**Complaint Number:** 211

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/09/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
08/26/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Duc process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ erred by denying continuance after it was discovered the record contained documents of which R's counsel was unaware, stating "I am sorry that your client has placed you into [this] position." BIA notes the age of R and the sensitive nature of the case. Remand.

| Complaint History |                            |
|-------------------|----------------------------|
| 04/08/08          | Alleged conduct occurred   |
| 06/09/09          | Complaint referred to ACIJ |
| 05/21/10          | Database entry created     |
| 08/26/10          | Oral counseling            |



# Detail

**Complaint Number:** 212

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/06/09

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s)                    |
|--------------|---------------------------------|--|
| (b)(6)       | Due process<br>In-court conduct | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) - complainant alleges IJ violated Canons of Judicial Conduct, violated R's due process rights, and attacked counsel's credibility and professionalism without reason or evidence.

| Complaint History |  |
|-------------------|--|
| 04/06/09          | Complaint referred to ACIJ                             |
| 05/12/09          | Letter received requesting complaint be withdrawn      |
| 04/29/10          | Complaint dismissed because it cannot be substantiated |
| 05/24/10          | Database entry created                                 |



# Detail

**Complaint Number:** 213

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/03/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/03/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA notes that the record reflects a heated and seemingly unprofessional exchange between the IJ and R's attorney, which left unclear the parties' positions on relief that the IJ deemed abandoned or later denied. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 04/18/08          | Alleged conduct occurred                               |
| 04/02/09          | ACIJ notes attorney suspended from practice            |
| 04/02/09          | Complaint referred to ACIJ                             |
| 04/03/09          | ACIJ requests ROP & Tapes for review                   |
| 04/03/09          | Complaint dismissed because it cannot be substantiated |
| 05/24/10          | Database entry created                                 |



# Detail

**Complaint Number:** 214

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/07/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
04/07/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ applied a clearly incorrect legal standard concerning future persecution; however, the ultimate denial was not in error.

| Complaint History |  |
|-------------------|--|
| 04/07/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12-22-08 |
| 05/24/10          | Database entry created   |



# Detail

**Complaint Number:** 215

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/20/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/24/09

**Past ACLIS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s)               |
|--------------|--------------------------|-----------------------------------|
| (b)(6)       | Bias<br>In-court conduct | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ was racist and conducted (b) (6) unprofessionally during his hearing.

| Complaint History |  |
|-------------------|--|
| 04/20/09          | Complaint referred to ACIJ   |
| 09/24/09          | Complaint dismissed because it cannot be substantiated - Record does not support the allegations |
| 05/24/10          | Database entry created   |





# Detail

**Complaint Number:** 216

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/21/09

**Current ACIJ**

Griswold, Stephen S.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

04/30/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s)   |
|--------------|--------------------------|-----------------------|
| (b)(6)       | Bias<br>In-court conduct | Circuit Court -- 10th |

**Complaint Narrative:** (b) (6) -- IJ's homosexual stereotyping precludes meaningful review. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 07/24/06          | Alleged conduct occurred                               |
| 04/21/09          | Complaint referred to ACIJ                             |
| 04/28/09          | Complaint dismissed because it cannot be substantiated |
| 04/30/09          | Oral counseling  |
| 05/18/09          | ACIJ provided circuit briefs to IJ                     |
| 05/24/10          | Database entry created                                 |



# Detail

**Complaint Number:** 217

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/23/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
04/30/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's apparent frustration with the progression of R's visa case may have affected the outcome, in that the IJ based denial of a continuance on a finding, without proof, that DHS had denied R's I-130. Remand.

| Complaint History |  |
|-------------------|--|
| 08/26/08          | Alleged conduct occurred                               |
| 04/24/09          | Complaint referred to ACIJ                             |
| 04/30/09          | Complaint concluded -- corrective action already taken |
| 05/24/10          | Database entry created                                 |



# Detail

Complaint Number: 218

Immigration Judge: (b)(6)

Complaint Received Date: 04/24/09

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

06/10/10

Past ACIJS:

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | BIA                 |

Complaint Narrative: (b) (6) - IJ acted unreasonably in denying continuance and withdrawal of formal counsel. Remand

| Complaint History |                            |
|-------------------|----------------------------|
| 12/11/08          | Alleged conduct occurred   |
| 04/24/09          | Complaint referred to ACIJ |
| 05/24/10          | Database entry created     |
| 06/10/10          | Oral counseling            |



# Detail

**Complaint Number:** 219

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/24/09

**Current ACIJ**

Griswold, Stephen S.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

01/26/10

**Past ACLIS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Duc process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ made intemperate remarks to and about R's daughter and indicated that daughter's behavior would determine outcome of her parents' case. Appeal sustained in part and remanded to different IJ.

| Complaint History |   |
|-------------------|---|
| 04/18/08          | Alleged conduct occurred                    |
| 04/24/09          | Complaint referred to ACIJ                  |
| 01/26/10          | Oral counseling - written follow up 2-18-10 |
| 05/24/10          | Database entry created                      |



# Detail

**Complaint Number:** 220

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/24/09

**Current ACIJ**

Dufresne, Jill H.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

08/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's comments regarding R's personal standards and her attire at home as shown in her photographs were not appropriate. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 02/26/08          | Alleged conduct occurred                                     |
| 04/24/09          | Complaint referred to ACIJ                                   |
| 08/11/09          | Oral counseling - ACIJ met with IJ to discuss (b)(6) conduct |
| 05/24/10          | Database entry created                                       |



# Detail

**Complaint Number:** 221

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/24/09

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) – BIA does not endorse IJ's pejorative, ad hominem remarks directed at R. BIA first upheld IJ, but then reopened/remanded to a different, based in part on ineffective assistance of counsel, in part R's unopposed motion to change venue, in part IJ's inappropriate remarks.

| Complaint History |   |
|-------------------|---|
| 04/11/06          | Alleged conduct occurred  |
| 04/24/09          | Complaint referred to ACIJ  |
| 01/13/10          | Complaint referred to ACIJ  |
| 05/24/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |





# Detail

**Complaint Number:** 222

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/11/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
03/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's decision reflects an unnecessarily sarcastic tone which BIA cannot endorse; portions of adverse credibility finding appear to be based on undue speculation. Remand.

| Complaint History |  |
|-------------------|--|
| 03/11/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/24/10          | Database entry created   |



# Detail

**Complaint Number:** 223

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/11/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
03/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA remands to different IJ in order to ensure that R receives a full and fair hearing.

| Complaint History |  |
|-------------------|--|
| 03/11/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/24/10          | Database entry created   |



# Detail

**Complaint Number:** 224

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/09/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
03/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ made comments on the R's income and manner of dress which appeared to influence the decision, and engaged in unsupported speculation in multiple areas. Remand.

| Complaint History |  |
|-------------------|--|
| 03/11/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/24/10          | Database entry created   |



# Detail

Complaint Number: 225

Immigration Judge: (b)(6)

Complaint Received Date: 05/21/10

**Current ACIJ**  
Romig, Jeffrey L.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/29/10

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) following a BIA remand & reversal of cancellation of removal grant the IJ stated that "in good conscience" could not deny the application. BIA is concerned the IJ did not follow instructions per initial remand. Remands to a different ij.

| Complaint History |                            |
|-------------------|----------------------------|
| 06/18/08          | Alleged conduct occurred   |
| 05/24/10          | Complaint referred to ACIJ |
| 05/25/10          | Database entry created     |
| 07/29/10          | Oral counseling            |



# Detail

**Complaint Number:** 227

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/25/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)               |
|--------------|---------------------|-----------------------------------|
| (b)(6)       | Bias<br>Due process | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** Respondent alleges judge is part of a conspiracy by FBI to keep him from revealing massacre of 2000 people in Romania in 1989. Judge allowed an "actor" to serve as his lawyer.

| Complaint History |   |
|-------------------|---|
| 05/25/10          | Complaint referred to ACIJ  |
| 05/25/10          | Database entry created  |
| 06/08/10          | ACIJ responds to source   |
| 06/08/10          | Complaint dismissed because it cannot be substantiated - ACIJ finds no misconduct |



# Detail

**Complaint Number:** 228

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/25/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                  |
|--------------|---------------------|--------------------------------------|
| (b)(6)       | Bias<br>Legal       | OIG<br>Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** Complaint initially filed w/ OIG alleged that judge was rude, biased and inappropriate.

| Complaint History |  |
|-------------------|--|
| 01/25/10          | Alleged conduct occurred                               |
| 05/25/10          | ACIJ ordered ROP for review                            |
| 05/25/10          | Complaint referred to ACIJ                             |
| 05/25/10          | OIG refers complaint to EOIR                           |
| 05/26/10          | Database entry created                                 |
| 06/29/10          | Complaint dismissed because it cannot be substantiated |





# Detail

**Complaint Number:** 229

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/25/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/14/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                                   |
|--------------|---------------------|---|
| (b)(6)       | Due process         | Circuit Court -- 5th<br>Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** (b) (6) complainant alleges the IJ prejudged the case and is not competent and should be held to ethical standards.

| Complaint History |  |
|-------------------|--|
| 05/26/10          | Complaint referred to ACIJ                             |
| 05/26/10          | Database entry created                                 |
| 06/10/10          | ACIJ responds to source                                |
| 06/14/10          | Complaint dismissed because it cannot be substantiated |



# Detail

Complaint Number: 230

Immigration Judge: (b)(6)

Complaint Received Date: 02/16/10

**Current ACIJ**  
Stockton, Bette K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
02/24/10

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)                   |
|--------------|--|---------------------------------------|
| (b)(6)       | Bias<br>In-court conduct<br>Other: Lack of respect for private bar | Respondent Atty (b)(6)<br><br>(b) (6) |

**Complaint Narrative:** Judge kept parties waiting 2 hours. Original case set for 12/09, reset to 2/10. Ij stopped the clock and reset to 9/22/10.

| Complaint History |  |
|-------------------|--|
| 02/01/10          | Allegcd conduct occurred   |
| 02/16/10          | ACIJ met with source   |
| 02/18/10          | ACIJ listed to DAR recordings  |
| 02/24/10          | Oral counseling - ACIJ discussed case with IJ and stopping the clock |
| 02/28/10          | ACIJ spoke with source that matter had been taken care of            |
| 05/28/10          | Database entry created   |



# Detail

**Complaint Number:** 231

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/10/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
03/24/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R implies IJ engaged in inappropriate conduct, but BIA finds the implication not supported by the record. Transcript attached to IJC memo shows IJ was a little short with R's counsel and mildly sarcastic to R. Appeal dismissed.

| Complaint History |   |
|-------------------|---|
| 10/19/07          | Alleged conduct occurred  |
| 03/10/09          | Complaint referred to ACIJ  |
| 03/24/09          | Complaint dismissed due to the complainant's failure to state a claim |
| 05/28/10          | Database entry created  |



# Detail

**Complaint Number:** 232

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/11/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
OPR finding of no professional misconduct -- IJ acted appropriately

**Final Action Date**  
07/07/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                         | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>Out-of-court conduct | DHS                 |

**Complaint Narrative:** IJ allegedly suggested in an off-the-record conversation to a R's attorney how to bolster his client's claim for relief.

| Complaint History |   |
|-------------------|---|
| 03/11/09          | Alleged conduct occurred  |
| 05/27/09          | OPR request response for IJ   |
| 11/17/09          | Per qtrly OPR report, written response under review                 |
| 03/17/10          | Complaint referred to OPR   |
| 04/06/10          | OPR closed its investigation without taking further action          |
| 05/28/10          | Database entry created  |
| 07/07/10          | Complaint dismissed because it cannot be substantiated              |
| 07/07/10          | OPR finding of no professional misconduct -- IJ acted appropriately |



# Detail

**Complaint Number:** 233

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/17/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
03/30/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)                |
|--------------|----------------------|------------------------------------|
| (b)(6)       | Out-of-court conduct | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges that IJ improperly rescheduled a case, a remand from the 3d Cir., at the last minute, in order to avoid hearing it.

| Complaint History |   |
|-------------------|---|
| 03/17/09          | Alleged conduct occurred  |
| 03/25/09          | IJ responds to ACIJ explaining fingerprints were not cleared                                      |
| 03/30/09          | ACIJ commincates with Source IJ not at fault  |
| 03/30/09          | Complaint dismissed because it cannot be substantiated - IJ not at fault for rescheduling hearing |
| 05/28/10          | Database entry created  |



# Detail

**Complaint Number:** 234

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/19/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
SFR

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
01/19/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) - IJ erred in (1) deeming R's application for asylum abandoned after he filed an application but no supporting affidavit and (2) not allowing R to apply for voluntary departure. Remand.

| Complaint History |   |
|-------------------|---|
| 01/22/08          | Alleged conduct occurred  |
| 03/19/09          | Complaint referred to ACIJ  |
| 01/19/10          | Oral counseling - ACIJ spoke with IJ and is satisfied no future issues will occur |
| 05/28/10          | Database entry created  |





# Detail

**Complaint Number:** 235

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/19/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
03/19/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ oral decision includes inappropriate comments on R's deportment, IJ engaged in unfounded speculation and may have restricted R's counsel's redirect in an unwarranted manner. Comments speak for themselves and cannot be endorsed by the Board. Remand.

| Complaint History |  |
|-------------------|--|
| 03/19/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/28/10          | Database entry created   |





# Detail

**Complaint Number:** 236

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/26/09

**Current ACIJ**

Dean, Larry R.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

04/13/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's comments in transcript and oral decision indicate prejudice and lack of objectivity; BIA does not condone disparaging comments in decision. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 02/11/08          | Alleged conduct occurred   |
| 04/13/09          | Oral counseling - concerning his disparaging comments and discourages criticizing appellate body |
| 05/28/10          | Database entry created   |



# Detail

**Complaint Number:** 237

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/27/09

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/07/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)     |
|--------------|----------------------|-------------------------|
| (b)(6)       | Duc process<br>Legal | Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- IJ's comments in transcript and oral decision indicate prejudice and lack of objectivity; BIA does not condone disparaging comments in decision. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 04/07/09          | Complaint dismissed because it cannot be substantiated |
| 04/07/09          | Notified source record does not reflect misconduct     |
| 05/28/10          | Database entry created                                 |



# Detail

Complaint Number: 238

Immigration Judge: (b)(6)

Complaint Received Date: 03/31/09

Current ACIJ  
Fong, Thomas Y. K.  
Past ACIJS:

Base City  
(b) (6)

Status  
CLOSED

Final Action  
Oral counseling

Final Action Date  
04/27/09

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

Complaint Narrative: (b) (6) -- IJ failed to fully consider R's claim of persecution based on her race, and (b) (6) fact-finding was incomplete on this issue. Remand.

| Complaint History |                            |
|-------------------|----------------------------|
| 07/17/07          | Alleged conduct occurred   |
| 03/31/09          | Complaint referred to ACIJ |
| 04/27/09          | Oral counseling            |
| 05/28/10          | Database entry created     |



# Detail

**Complaint Number:** 239

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/06/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
07/01/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) – IJ's oral decision appears too informal at times. BIA adopted and affirmed, and no Board criticism, explicit or implied, other than the IJC referral.

| Complaint History |   |
|-------------------|---|
| 04/16/08          | Alleged conduct occurred                |
| 04/06/09          | Complaint referred to ACIJ              |
| 05/28/10          | Database entry created                  |
| 07/01/10          | Complaint resolved per complaint - #251 |



# Detail

**Complaint Number:** 240

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/06/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
02/06/09

**Past ACLJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's decision includes inappropriate comments about R and her illness that appear to have influenced the outcome, and that cannot be endorsed by the Board. Remand.

| Complaint History |  |
|-------------------|--|
| 02/06/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/28/10          | Database entry created   |



# Detail

**Complaint Number:** 241

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/09/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
10/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)               |
|--------------|---------------------|-----------------------------------|
| (b)(6)       | Bias<br>Due process | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ violated his right to defend himself and was biased against him.

| Complaint History |  |
|-------------------|--|
| 10/11/09          | Complaint dismissed because it cannot be substantiated - ACIJ listend to DAR and found no misconduct |
| 05/28/10          | Database entry created   |



# Detail

**Complaint Number:** 243

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/17/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/16/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)         |
|--------------|---------------------|-----------------------------|
| (b)(6)       | In-court conduct    | Respondent (b)(6)<br>(b)(6) |

**Complaint Narrative:** (b)(6) -- complainant alleges IJ discriminated, verbally abused and mistreated her and misused (b)(6) power during her hearing.

| Complaint History |  |
|-------------------|--|
| 02/11/09          | Alleged conduct occurred                               |
| 04/16/09          | Complaint dismissed because it cannot be substantiated |
| 04/17/09          | Complaint referred to ACIJ                             |
| 05/28/10          | Database entry created                                 |





# Detail

**Complaint Number:** 244

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/28/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/29/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)           |
|--------------|---------------------|-------------------------------|
| (b)(6)       | Legal               | Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** Complainant alleges that IJ unlawfully tried (b)(6) under military jurisdiction.

| Complaint History |  |
|-------------------|--|
| 02/07/09          | Alleged conduct occurred                               |
| 04/29/09          | Complaint dismissed because it cannot be substantiated |
| 04/29/09          | Complaint referred to ACIJ                             |
| 05/28/10          | Database entry created                                 |



# Detail

**Complaint Number:** 245

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/18/09

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
01/13/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ accepted evidence submitted by DHS via mail without providing R an opportunity to object or apply for relief from removal. BIA found R's allegations of IJ hostility to be without merit. Remand.

| Complaint History |   |
|-------------------|---|
| 07/11/07          | Alleged conduct occurred                                  |
| 02/18/09          | Complaint referred to ACIJ                                |
| 01/04/10          | Schedule to review case with IJ during PWP review 1/13/10 |
| 01/13/10          | Complaint dismissed as merits-related                     |
| 01/13/10          | Oral counseling - Evidentiary Issue                       |
| 05/28/10          | Database entry created                                    |



# Detail

**Complaint Number:** 246

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/18/09

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/25/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's sarcastic tone and comments were inappropriate and regrettable, but did not affect the fairness of the hearing. Appeal dismissed.

| Complaint History |                                  |
|-------------------|----------------------------------|
| 02/29/08          | Alleged conduct occurred         |
| 02/20/09          | Complaint referred to ACIJ       |
| 01/25/10          | Complaint resolved per complaint |
| 05/28/10          | Database entry created           |



# Detail

**Complaint Number:** 247

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/19/09

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
03/03/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R alleges IJ intentionally destroyed tape containing recording of hearing in order to conceal events that occurred. BIA finds no evidence of sudden interruption of hearing or of judicial bias. Appeal dismissed.

| Complaint History |  |
|-------------------|--|
| 08/31/06          | Alleged conduct occurred   |
| 02/20/09          | Complaint referred to ACIJ   |
| 03/03/09          | Complaint dismissed because it was disproven - Oral decision tape is not a part of the hearing record. |
| 05/28/10          | Database entry created   |



# Detail

#2013-2789

**Complaint Number:** 248

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/06/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
11/17/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | In-court conduct<br>Out-of-court conduct | Other               |

**Complaint Narrative:** IJ allegedly inflexible with respect to scheduling.

| Complaint History |  |
|-------------------|--|
| 03/06/09          | Complaint referred to ACIJ   |
| 11/17/09          | Complaint dismissed because it cannot be substantiated - ACIJ determined it was a misunderstanding and the IJ is doing very well |
| 05/28/10          | Database entry created   |

000266



# Detail

**Complaint Number:** 249

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/20/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
06/15/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's adverse credibility finding was clearly erroneous.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 10/06/08          | Alleged conduct occurred              |
| 02/20/09          | Complaint referred to ACIJ            |
| 05/28/10          | Database entry created                |
| 06/15/10          | Complaint dismissed as merits-related |



# Detail

**Complaint Number:** 250

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/17/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
04/22/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)           |
|--------------|---------------------|-------------------------------|
| (b)(6)       | Legal               | Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ mishandled her case by not reviewing all evidence or considering hardship to her children.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 02/19/09          | Alleged conduct occurred              |
| 04/17/09          | Complaint referred to ACIJ            |
| 04/22/09          | Complaint dismissed as merits-related |
| 05/28/10          | Database entry created                |





# Detail

**Complaint Number:** 251

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/24/09

**Current ACIJ**  
Sukkar, Elisa M.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/01/10

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) - IJ's oral decision appears too informal at times. BIA affirmed, and no Board criticism, explicit or implied, other than the IJC referral.

| Complaint History |                            |
|-------------------|----------------------------|
| 12/05/07          | Alleged conduct occurred   |
| 02/24/09          | Complaint referred to ACIJ |
| 05/28/10          | Database entry created     |
| 07/01/10          | Oral counseling            |



# Detail

**Complaint Number:** 252

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/24/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
02/24/09

**Past ACJIS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

**Complaint Narrative:** (b)(6) -- IJ incorrectly denied motion to reopen as time-barred.

| Complaint History |  |
|-------------------|--|
| 02/24/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 05/28/10          | Database entry created   |



# Detail

**Complaint Number:** 254

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/23/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written reprimand

**Final Action Date**  
01/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)       |
|--------------|---------------------|---------------------------|
| (b)(6)       | In-court conduct    | BIA<br>Respondent (b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ went off the record and treated her and R with utter disrespect by referencing the attorney's "home country" (Muslim, but born in Texas), rolling (b) (6) eyes and reading a magazine while on the bench.

| Complaint History |  |
|-------------------|--|
| 09/23/08          | Alleged conduct occurred                               |
| 04/17/09          | ACIJ receives letter from IJ denying allegations       |
| 01/29/10          | Written reprimand                                      |
| 02/22/10          | IJ request response be added to her OPF                |
| 03/15/10          | Subsequent action filed - Grievance                    |
| 03/17/10          | ACIJ declines request                                  |
| 05/28/10          | Database entry created                                 |
| 06/29/10          | Grievance denied.                                      |
| 06/30/10          | Subsequent action filed                                |
| 08/12/10          | IJ withdrew arbitration request, response added to OPF |
| 11/05/10          | BIA decision upholding judge/email exchange w/ ACIJ    |



# Detail

Complaint Number: 255

Immigration Judge: (b)(6)

Complaint Received Date: 05/28/10

**Current ACIJ**

Smith, Gary W.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Written counseling

**Final Action Date**

06/28/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6), IJ placed undue reliance on payment of taxes and cases not on point. The IJ's comments may be interpreted to indicate a bias or prejudice. Gratuitous comment was included in oral decision.

| Complaint History |   |
|-------------------|---|
| 03/18/09          | Alleged conduct occurred                  |
| 06/01/10          | Complaint referred to ACIJ                |
| 06/01/10          | Database entry created                    |
| 06/02/10          | ACIJ request IJ's perspective on the case |
| 06/28/10          | Written counseling                        |



# Detail

Complaint Number: 256

Immigration Judge: (b)(6)

Complaint Received Date: 05/28/10

**Current ACIJ**

Sukkar, Elisa M.

**Base City**

(b)(6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

06/03/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b)(6), BIA found some of the comments by the IJ to be "unnecessary".

| Complaint History |                            |
|-------------------|----------------------------|
| 07/13/09          | Alleged conduct occurred   |
| 06/01/10          | Complaint referred to ACIJ |
| 06/01/10          | Database entry created     |
| 06/03/10          | Oral counseling            |

#2013-2789

000273



# Detail

#2013-2789

**Complaint Number:** 257

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/28/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b)(6) - remanded to different judge based on Fifth Circuit remand, government's unopposed motion to remand, and further consideration of the record and parties' arguments.

| Complaint History |   |
|-------------------|---|
| 12/02/05          | Alleged conduct occurred  |
| 06/01/10          | Complaint referred to ACIJ  |
| 06/01/10          | Database entry created  |
| 06/04/10          | ACIJ requested tapes  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |

000274



# Detail

**Complaint Number:** 258

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/24/09

**Current ACIJ**

Dufresne, Jill H.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

09/01/10

**Past ACLIS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- among other problems, IJ made inappropriate comments regarding FGM in (b) (6) written decision. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 10/23/08          | Alleged conduct occurred                               |
| 02/24/09          | Complaint referred to ACIJ                             |
| 06/01/10          | Database entry created                                 |
| 09/01/10          | Complaint dismissed because it cannot be substantiated |
| 09/01/10          | Oral counseling  |





# Detail

#2013-2789

**Complaint Number:** 259

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/24/09

**Current ACIJ**

Dean, Larry R.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

04/09/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA has concerns regarding IJ's comments about BIA decisions, and does not affirm IJ's comment that R "abused" the immigration process. Nonetheless, no prejudice and appeal dismissed.

| Complaint History |                            |
|-------------------|----------------------------|
| 03/10/08          | Alleged conduct occurred   |
| 02/24/09          | Complaint referred to ACIJ |
| 04/09/09          | Oral counseling            |
| 06/01/10          | Database entry created     |

000276



# Detail

**Complaint Number:** 260

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/21/10

**Current ACIJ**  
Smith, Gary W.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
06/09/10

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6), IJ sequestered a respondent while another witness testified.

| Complaint History |   |
|-------------------|---|
| 12/22/09          | Alleged conduct occurred                  |
| 05/24/10          | Complaint referred to ACIJ                |
| 06/02/10          | ACIJ request IJ's perspective on the case |
| 06/02/10          | Database entry created                    |
| 06/09/10          | Oral counseling                           |



# Detail

#2013-2789

Complaint Number: 261

Immigration Judge: (b)(6)

Complaint Received Date: 02/25/09

Current ACIJ  
Dufresne, Jill H.

Base City  
(b) (6)

Status  
CLOSED

Final Action  
Complaint dismissed because it  
cannot be substantiated

Final Action Date  
11/24/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s)  |
|--------------|--|----------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | Circuit Court -- 7th |

Complaint Narrative: (b) (6) -- court criticized IJ, finding (b) (6) credibility determination was tainted due to improper conduct during hearings (assuming inquisitorial role) and lacking substantial evidence to support (b) (6) conclusions.

| Complaint History |   |
|-------------------|---|
| 05/31/06          | Alleged conduct occurred  |
| 02/25/09          | Complaint referred to EOIR by OPR                                   |
| 02/25/09          | OPR request written response from IJ                                |
| 11/24/09          | Complaint dismissed because it cannot be substantiated              |
| 11/24/09          | OPR finding of no professional misconduct -- IJ acted appropriately |
| 06/02/10          | Database entry created  |

000278

Sep 11, 2013



# Detail

**Complaint Number:** 262

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/04/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
03/01/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** IJ acted in a hostile and inappropriate manner in court on Jun 3, 2010.

| Complaint History |  |
|-------------------|--|
| 06/02/10          | Database entry created                               |
| 06/03/10          | Alleged conduct occurred                             |
| 06/06/10          | Complaint referred to ACIJ                           |
| 06/08/10          | Responded to source that complaint had been received |
| 06/21/10          | Consulting with ELR                                  |
| 03/01/11          | Complaint resolved per complaint                     |



# Detail

**Complaint Number:** 263

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/13/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)    |
|--------------|---------------------|------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b)(6) |

**Complaint Narrative:** (b)(6) - complainant alleges IJ used "sarcasm, cynicism and outright condescending tone" which was disrespectful and unprofessional. Requesting IJ recuse (b)(6) from all of counsel's cases.

| Complaint History |  |
|-------------------|--|
| 11/12/08          | Alleged conduct occurred                           |
| 11/13/08          | Complaint referred to ACIJ                         |
| 01/29/10          | Complaint resolved per complaint - Complaint # 254 |
| 06/02/10          | Database entry created                             |



# Detail

**Complaint Number:** 264

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/02/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/29/10

**Past ACLJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) - BIA notes that questions were raised regarding IJ going off the record, and what happened when (b)(6) did. In addition, IJ appeared to take over cross-examination from DHS. Remand.

| Complaint History |   |
|-------------------|---|
| 04/07/08          | Alleged conduct occurred                          |
| 12/02/08          | Complaint referred to ACIJ                        |
| 01/29/10          | Complaint resolved per complaint - Complaint #254 |
| 06/02/10          | Database entry created                            |



# Detail

**Complaint Number:** 265

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- some of IJ's questions and statements were inappropriate, but R was not deprived of a full and fair hearing or substantially prejudiced. Appeal dismissed.

| Complaint History |   |
|-------------------|---|
| 09/18/08          | Alleged conduct occurred                          |
| 01/29/09          | Complaint referred to ACIJ                        |
| 01/29/10          | Complaint resolved per complaint - Complaint #254 |
| 06/02/10          | Database entry created                            |





# Detail

**Complaint Number:** 266

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/25/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, Rs challenge IJ's failure to recuse, denial of change of venue, and proceeding without counsel. BIA finds that although IJ made several intemperate remarks in 2004, Rs were not prevented from presenting their case or the hearing was unfair. Appeal dismissed.

| Complaint History |   |
|-------------------|---|
| 07/30/07          | Alleged conduct occurred                          |
| 02/25/09          | Complaint referred to ACIJ                        |
| 01/29/10          |   |
| 01/29/10          | Complaint resolved per complaint - Complaint #254 |
| 06/02/10          | Database entry created                            |



# Detail

Complaint Number: 267

Immigration Judge: (b)(6)

Complaint Received Date: 03/11/09

**Current ACIJ**  
Griswold, Stephen S.  
**Past ACIJS:**

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/16/09

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s)         |
|--------------|---------------------------|-----------------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA<br>Circuit Court -- 9th |

**Complaint Narrative:** (b)(6) -- remand for disfavored group analysis. In view of IJ's insensitive comments in (b)(6) written decision, assign to different IJ.

| Complaint History |   |
|-------------------|---|
| 03/20/03          | Alleged conduct occurred  |
| 03/11/09          | Complaint referred to ACIJ  |
| 07/16/09          | Oral counseling - ACIJ spoke at length with ij and is satisfied after the discussion regarding (b)(6) conduct |
| 06/02/10          | Database entry created  |



# Detail

**Complaint Number:** 268

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/27/09

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
02/27/09

**Past ACLJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- adverse credibility finding based on speculation and conjecture rather than record evidence. BIA notes with disfavor IJ's "demeanor" finding that R was "exceedingly mousy" and that a "mousy" woman would not be able to supervise construction crews. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 02/27/09          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 06/02/10          | Database entry created   |



# Detail

Complaint Number: 269

Immigration Judge: (b)(6)

Complaint Received Date: 02/28/09

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
04/01/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s)     |
|--------------|---------------------------|-------------------------|
| (b)(6)       | In-court conduct<br>Legal | Respondent Atty (b) (6) |
|              |                           | (b) (6)                 |

**Complaint Narrative:** Complainant alleges IJ is contemptuous, harsh, hostile and condescending, routinely crossing over the boundary of professionalism. Updated to allege that during master calendar hearing for (b) (6) IJ erred in requiring supporting documentation.

| Complaint History |  |
|-------------------|--|
| 04/01/09          | Complaint concluded -- corrective action already taken |
| 06/02/10          | Database cntry created                                 |

#2013-2789

000286



# Detail

**Complaint Number:** 270

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/29/09

**Current ACIJ**

Fong, Thomas Y. K.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

01/06/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s)                    |
|--------------|---------------------------------|--|
| (b)(6)       | Due process<br>In-court conduct | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** IJ was using a "not sanctioned EOIR form" during (b)(6) master calendar hearing and can be interpreted as "ex parte" communications.

| Complaint History |  |
|-------------------|--|
| 11/03/09          | Communication received - ACIJ spoke with Attorney concerning complaint |
| 11/06/09          | ACIJ obtained a copy of the form from IJ                               |
| 12/04/09          | Notified IJ of intent to discuss during PWP review                     |
| 01/06/10          | Oral counseling - Discussed form during PWP review                     |
| 01/07/10          | IJ notified attorney form is no longer used                            |
| 06/03/10          | ACIJ spoke with attorney to verify form is no longer being used        |
| 06/04/10          | Database entry created   |



# Detail

**Complaint Number:** 271

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/21/09

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
resignation made action  
unnecessary

**Final Action Date**  
01/22/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | Respondent          |

**Complaint Narrative:** (b) (6) - Complainant alleges that IJ disagrees with and is upset by 7th Cir. decision of 7/2/08, and that IJ demonstrated reluctance to follow court and BIA orders on remand. Requests reassignment of case.

| Complaint History |  |
|-------------------|--|
| 01/14/09          | Alleged conduct occurred   |
| 02/02/09          | Complaint referred to ACIJ   |
| 01/22/10          | Complaint concluded -- IJ resignation made action unnecessary - 01/22/10 |
| 06/04/10          | Database entry created   |





# Detail

**Complaint Number:** 272

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/22/09

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
01/29/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | Respondent (b) (6)  |

**Complaint Narrative:** (b) (6) - complainant alleges IJ is sarcastic and had bad attitude during bond hearing.

| Complaint History |  |
|-------------------|--|
| 01/28/09          | Complaint referred to ACIJ                             |
| 01/29/09          | Complaint dismissed because it cannot be substantiated |
| 04/10/09          | ACIJ notifies source finding of no misconduct          |
| 06/22/09          | ACIJ responds to source's continued correspondence     |
| 06/30/09          | ACIJ responds again to complainant                     |
| 06/04/10          | Database entry created                                 |





# Detail

**Complaint Number:** 273

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/13/09

**Current ACIJ**  
Fong, Thomas Y. K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
01/20/09

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ made inappropriate comments regarding rape victims and premarital sex which resulted in prejudice to the R. IJ's improper speculation does not support adverse credibility finding. Asylum granted.

| Complaint History |                            |
|-------------------|----------------------------|
| 01/08/07          | Alleged conduct occurred   |
| 01/13/09          | Complaint referred to ACIJ |
| 01/20/09          | Oral counseling            |
| 06/04/10          | Database entry created     |



# Detail

**Complaint Number:** 274

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/15/09

**Current ACIJ**  
Dufresne, Jill H.  
**Past ACIJS:**

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
01/15/09

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)    |
|--------------|---------------------|------------------------|
| (b)(6)       | Legal               | Respondent Atty (b)(6) |

**Complaint Narrative:** Complainant alleges IJ does not grant telephonic hearings to her clients and will not respond to motions for permission to appear telephonically.

| Complaint History |                        |
|-------------------|------------------------|
| 01/15/09          | Oral counseling        |
| 06/07/10          | Database entry created |



# Detail

**Complaint Number:** 275

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/16/09

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
01/16/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Duc process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, DHS alleges due process violation by IJ in preventing cross-examination of R's son. BIA decides appeal without reaching this issue.

| Complaint History |   |
|-------------------|---|
| 01/16/09          | Complaint concluded -- IJ retirement made action unnecessary . - 02/02/08 |
| 06/07/10          | Database entry created  |



# Detail

**Complaint Number:** 276

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/16/09

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
01/22/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's adverse credibility finding is clearly erroneous because it was predicated largely on speculation and conjecture.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 06/20/07          | Alleged conduct occurred              |
| 01/16/09          | Complaint referred to ACIJ            |
| 01/22/09          | Complaint dismissed as merits-related |
| 06/07/10          | Database entry created                |



# Detail

**Complaint Number:** 277

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
03/01/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA reopens sua sponte due to a number of unnecessarily sarcastic and belittling exchanges which create the appearance of partiality and detract from the dignity of proceedings. Remand to different IJ.

| Complaint History |                                  |
|-------------------|----------------------------------|
| 09/15/08          | Alleged conduct occurred         |
| 02/01/09          | Complaint referred to ACIJ       |
| 06/07/10          | Database entry created           |
| 06/21/10          | Consulting with ELR              |
| 03/01/11          | Complaint resolved per complaint |



# Detail

**Complaint Number:** 278

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 02/02/09

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
02/24/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                              | Complaint Source(s)                    |
|--------------|--|--|
| (b)(6)       | Bias<br>Duc process<br>In-court conduct<br>Legal | Respondent (b) (6) Correction Facility |

**Complaint Narrative:** Complainants allege IJ does not conduct fair hearings for "ICE civil prisoners," displays arrogance and viciousness towards them, and denies properly entitled aliens all relief.

| Complaint History |  |
|-------------------|--|
| 02/03/09          | Complaint referred to ACIJ   |
| 02/24/10          | Complaint dismissed because it cannot be substantiated - ACIJ investigates, letters appeared to be copied and repeated by various complainants |
| 06/07/10          | Database entry created   |



# Detail

Complaint Number: 279

Immigration Judge: (b)(6)

Complaint Received Date: 01/29/09

Current ACIJ  
Dean, Larry R.

Base City  
(b) (6)

Status  
CLOSED

Final Action  
Complaint concluded -- IJ  
retirement made action  
unnecessary

Final Action Date  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s)  |
|--------------|---------------------------------|--|
| (b)(6)       | Due process<br>In-court conduct | Respondent<br>Respondent (b) (6)<br>Third party (b) (6)<br>(b) (6) |

Complaint Narrative: (b) (6) -- complainant alleges he is unable to get a fair hearing because IJ yells in court and serves notices on the eve of the hearing.

| Complaint History |   |
|-------------------|---|
| 01/29/09          | Complaint referred to ACIJ  |
| 03/27/09          | BIA dismisses bond appeal   |
| 05/07/09          | BIA dismisses case appeal   |
| 10/11/09          |   |
| 06/07/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |





# Detail

**Complaint Number:** 280

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**

McGoings, Michael C.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

12/14/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's extensive questioning was at times overly prosecutorial and deprived R of a fair hearing. Remand to different IJ.

| Complaint History |                            |
|-------------------|----------------------------|
| 06/19/07          | Alleged conduct occurred   |
| 01/29/09          | Complaint referred to ACIJ |
| 12/14/09          | Oral counseling            |
| 06/07/10          | Database entry created     |



# Detail

**Complaint Number:** 281

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**

McGoings, Michael C.

**Base City**

(b) (5)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

12/14/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- following 6th Cir.'s grant of Government's unopposed motion to remand, BIA finds that IJ prejudged R's asylum application and told R his crying didn't impress the IJ, thus depriving R of a fair hearing. Remand to different IJ.

| Complaint History |                            |
|-------------------|----------------------------|
| 10/25/05          | Alleged conduct occurred   |
| 01/29/09          | Complaint referred to ACIJ |
| 12/14/09          | Oral counseling            |
| 06/07/10          | Database entry created     |



# Detail

**Complaint Number:** 282

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**  
Griswold, Stephen S.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
04/01/09

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) - IJ comments were inappropriate and indicate a degree of prejudgment. Remand to different IJ.

| Complaint History |                            |
|-------------------|----------------------------|
| 01/12/07          | Alleged conduct occurred   |
| 02/01/09          | Complaint referred to ACIJ |
| 04/01/09          | Oral counseling            |
| 06/07/10          | Database entry created     |



# Detail

**Complaint Number:** 283

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/29/09

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
01/29/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA is concerned by IJ's speculative comments about R which appear to amount to inappropriate stereotyping. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 02/28/08          | Alleged conduct occurred  |
| 01/29/09          | Complaint concluded -- corrective action already taken - 04/08 training |
| 01/29/09          | Complaint referred to ACIJ  |
| 06/07/10          | Database entry created  |



# Detail

**Complaint Number:** 284

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/30/09

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
02/23/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                   | Complaint Source(s)               |
|--------------|---------------------------------------|-----------------------------------|
| (b)(6)       | Criminal<br>In-court conduct<br>Legal | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges that IJ failed to put DHS to its burden of proving removability and engaged in multiple violations of the INA and the CFR. BIA declined to rule on merits of interlocutory appeal.

| Complaint History |  |
|-------------------|--|
| 08/19/08          | Alleged conduct occurred   |
| 02/02/09          | Complaint referred to ACIJ   |
| 02/02/09          | ROP requested for review   |
| 02/23/09          | Complaint dismissed because it was disproven - ACIJ corresponds with complainant |
| 06/07/10          | Database entry created   |



# Detail

**Complaint Number:** 285

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/30/09

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
04/06/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** Complainant alleges that, while his client was before IJ and he appeared telephonically, IJ and government counsel were making dismissive gestures and laughing while he was speaking.

| Complaint History |   |
|-------------------|---|
| 01/29/09          | Alleged conduct occurred  |
| 02/01/09          | Complaint referred to ACIJ  |
| 02/02/09          | ACIJ requested additional information from source   |
| 02/02/09          | Source reluctant to give A#, ACIJ listened to tapes   |
| 04/06/09          | Complaint dismissed because it cannot be substantiated - ACIJ found the IJ acted professionally |
| 06/07/10          | Database entry created  |



# Detail

**Complaint Number:** 286

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/17/08

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
02/24/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | Respondent (b) (6)  |

**Complaint Narrative:** Complainant alleges IJ denied his motion to reopen and refused to allow him to appeal to the BIA.

| Complaint History |   |
|-------------------|---|
| 12/22/08          | Complaint referred to ACIJ  |
| 12/23/08          | Per (b) (6) court, complainant already deported 12/9/08 per DHS documents |
| 02/10/09          | ACIJ requested ROP for review   |
| 02/24/09          | Complaint dismissed because it cannot be substantiated                    |
| 06/08/10          | Database entry created  |





# Detail

**Complaint Number:** 287

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/19/08

**Current ACIJ**  
Neal, David

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/03/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)  |
|--------------|----------------------|----------------------|
| (b)(6)       | Due process<br>Legal | Circuit Court -- 9th |

**Complaint Narrative:** (b)(6) -- 9th Cir. concluded that IJ had arbitrarily invoked an ambiguous rule as to which R had no notice.

| Complaint History |  |
|-------------------|--|
| 09/03/08          | Complaint dismissed because it cannot be substantiated |
| 06/09/10          | Database entry created                                 |



# Detail

**Complaint Number:** 288

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/23/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
12/23/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

**Complaint Narrative:** (b)(6) -- IJ administratively closed proceedings over DHS objection. BIA disagrees with IJ's observation that there must be a non-frivolous basis for keeping the case open.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 12/23/08          | Complaint dismissed as merits-related |
| 12/23/08          | Complaint referred to ACIJ            |
| 06/09/10          | Database entry created                |



# Detail

**Complaint Number:** 289

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/12/08

**Current ACIJ**

Smith, Gary W.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

01/08/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R raises serious allegations of judicial bias, speculation and prejudgment by IJ regarding victims of domestic violence. Remand to different IJ in an abundance of caution.

| Complaint History |   |
|-------------------|---|
| 12/15/08          | Complaint referred to ACIJ  |
| 01/08/09          | Oral counseling - ACIJ spoke with IJ about (b)(6) aggressive tone |
| 06/09/10          | Database entry created  |



# Detail

**Complaint Number:** 290

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/16/08

**Current ACIJ**  
Keller, MaryBeth

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
12/16/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ sua sponte administratively closed proceedings without affording DHS an opportunity to oppose. DHS states that (b) (6) IJs have made a practice of administratively closing proceedings where there is a pending I-130.

| Complaint History |   |
|-------------------|---|
| 12/16/08          | Complaint concluded -- IJ retirement made action unnecessary . - 08/30/08 |
| 06/09/10          | Database entry created  |



# Detail

**Complaint Number:** 291

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/18/08

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
04/02/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Bias<br>Due process | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ stepped beyond the high standards of fairness and objectivity. Remand to different IJ in the exercise of caution. Concurrence would allow IJ to address recusal in the first instance, as the allegations of impropriety concern discussions that were not on the record.

| Complaint History |  |
|-------------------|--|
| 04/20/07          | Alleged conduct occurred                               |
| 12/18/08          | Complaint referred to ACIJ                             |
| 12/19/08          | ROP requested for review                               |
| 04/02/09          | Complaint concluded -- corrective action already taken |
| 06/09/10          | Database entry created                                 |



# Detail

**Complaint Number:** 292

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/23/08

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
01/16/09

**Past ACIS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA finds that IJ's denial of R's motion to reopen failed to address any of the issues raised in R's motion. In addition, tone in written decision is combative and accusatory.

| Complaint History |                            |
|-------------------|----------------------------|
| 01/24/08          | Alleged conduct occurred   |
| 12/23/08          | Complaint referred to ACIJ |
| 01/16/09          | Oral counseling            |
| 06/09/10          | Database entry created     |



# Detail

Complaint Number: 293

Immigration Judge: (b)(6)

Complaint Received Date: 01/08/09

Current ACIJ  
Griswold, Stephen S.

Base City

(b)(6)

Status  
CLOSED

Final Action  
Oral counseling

Final Action Date  
11/20/09

Past ACIJS:

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

Complaint Narrative: (b)(6) -- IJ asked R inappropriate questions and demonstrated lack of impartiality and a failure to meet expected standards of judicial temperament which deprived R of a fair hearing and violated her due process rights. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 09/12/07          | Alleged conduct occurred   |
| 01/08/09          | Complaint referred to ACIJ   |
| 11/20/09          | Oral counseling - ACIJ spoke to IJ about (b)(6) judicial temperament |
| 06/09/10          | Database entry created   |





# Detail

**Complaint Number:** 294

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/02/09

**Current ACIJ**  
Dean, Larry R.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/01/09

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ appeared repeatedly to disparage R's decision to have a fifth child under impoverished circumstances, and to speculate that she did so in order to establish the requisite level of hardship. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 10/29/07          | Alleged conduct occurred                       |
| 01/09/09          | Complaint referred to ACIJ                     |
| 07/01/09          | Oral counseling                                |
| 06/09/10          | Database entry created                         |
| 06/29/10          | ACIJ followed up with written counseing letter |



# Detail

**Complaint Number:** 295

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/23/08

**Current ACIJ**  
McGoings, Michael C.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
01/03/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- adverse credibility analysis was inadequate and finding was clearly erroneous. Moreover, based on other allegations regarding IJ's conduct of the proceeding, remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 01/03/09          | Complaint concluded -- IJ retirement made action unnecessary . - 01/03/09 |
| 06/09/10          | Database entry created  |



# Detail

**Complaint Number:** 296

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/23/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
12/23/08

**Past ACIS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ acted in a prosecutorial and prejudicial manner that denied R a fair hearing. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 10/25/06          | Alleged conduct occurred  |
| 12/23/08          | Complaint concluded -- corrective action already taken - (b) (6) training in 2007 |
| 12/23/08          | Complaint referred to ACIJ  |
| 06/09/10          | Database entry created  |



# Detail

**Complaint Number:** 297

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/30/08

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
11/17/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- pursuant to OIL motion, 9th Cir. remands to BIA for consideration of R's claim of IJ bias (related to R's appearance) which allegedly denied him of due process. BIA remand out of an abundance of caution.

| Complaint History |                        |
|-------------------|------------------------|
| 11/17/08          | Oral counseling        |
| 06/09/10          | Database entry created |



# Detail

**Complaint Number:** 298

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/10/10

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/11/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | OIL                 |

**Complaint Narrative:** (b) (6) No. (b) (6) (7th Cir.), 7th Circuit judge notes at oral argument on 6/3/10 that IJ "blatantly curtailed" questioning and frequently interrupted R's counsel's questioning.

| Complaint History |  |
|-------------------|--|
| 03/27/09          | Alleged conduct occurred                               |
| 06/10/10          | Complaint referred to ACIJ                             |
| 06/10/10          | Database entry created                                 |
| 06/11/10          | Complaint dismissed because it cannot be substantiated |



# Detail

**Complaint Number:** 299

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/13/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s) |
|--------------|--------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) the IJ made inappropriate (pejorative towards the R) remarks during the hearing some of which had been noted in Board's previous decision of 4/13/2009.

| Complaint History |   |
|-------------------|---|
| 04/11/06          | Alleged conduct occurred  |
| 03/11/10          | Complaint referred to OPR   |
| 04/23/10          | OPR initiates investigation and requests written response from IJ.    |
| 06/11/10          | Complaint referred to ACIJ  |
| 06/11/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |



# Detail

**Complaint Number:** 300

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/22/10

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
06/16/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) the ij made speculative and unnecessary comments to the family

| Complaint History |                            |
|-------------------|----------------------------|
| 11/17/08          | Alleged conduct occurred   |
| 06/11/10          | ACIJ reviewed the decision |
| 06/11/10          | Complaint referred to ACIJ |
| 06/11/10          | Database entry created     |
| 06/16/10          | Oral counseling            |





# Detail

**Complaint Number:** 301

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/28/10

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as  
frivolous

**Final Action Date**  
06/04/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)      |
|--------------|----------------------|--------------------------|
| (b)(6)       | Out-of-court conduct | Other (b) (6)<br>(b) (6) |

**Complaint Narrative:** Complainant alleges fiduciary misconduct, state court litigation and alleged criminal misconduct by (b) (6)

| Complaint History |   |
|-------------------|---|
| 06/04/10          | Complaint dismissed as frivolous - ACIJ responded to Source |
| 06/14/10          | Database entry created                                      |



# Detail

**Complaint Number:** 302

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/15/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/12/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6), BIA criticized the judge's adverse credibility determination, finding (b)(6) did not fairly characterize her testimony, or the contents of her asylum application. Remanded to a different ij.

| Complaint History |  |
|-------------------|--|
| 03/11/09          | Alleged conduct occurred                                 |
| 06/15/10          | Complaint referred to ACIJ                               |
| 06/15/10          | Database entry created                                   |
| 06/16/10          | ACIJ requests IJ perspective on the case                 |
| 06/25/10          | received response and additional time to respond from ij |
| 07/09/10          | received ij response and was reviewed by ACIJ            |
| 07/12/10          | ACIJ sent ACIJ C&P note concerning his review            |
| 09/12/10          | Complaint dismissed because it cannot be substantiated   |



# Detail

Complaint Number: 303

Immigration Judge: (b)(6)

Complaint Received Date: 06/15/10

**Current ACIJ**

Fong, Thomas Y. K.

**Base City**

(b)(6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

06/22/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b)(6) BIA remands case to consider VR; but the attachments to the CIJ memo notes that IJ is alleged in attys brief to have "demonstrated a lack of understanding for the victims of domestic violence".

| Complaint History |                                |
|-------------------|--------------------------------|
| 06/08/09          | Alleged conduct occurred       |
| 06/15/10          | Complaint referred to ACIJ     |
| 06/16/10          | Database cntry created         |
| 06/16/10          | ROP requested and sent to ACIJ |
| 06/22/10          | Oral counseling                |



# Detail

**Complaint Number:** 304

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/16/10

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
06/16/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | OIL                 |

**Complaint Narrative:** (b) (6) Judge Posner questions whether DOJ "was embarrassed" by IJ (b) (6) decision and described a number of sentences in the decision as "totally incoherent" and "not part of any known language".

| Complaint History |  |
|-------------------|--|
| 03/27/06          | Alleged conduct occurred                                       |
| 06/16/10          | Complaint concluded -- IJ retirement made action unnecessary . |
| 06/21/10          | Database entry created   |



# Detail

**Complaint Number:** 305

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/19/10

**Current ACIJ**  
Burr, Sarah M.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written reprimand

**Final Action Date**  
09/21/10

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** IJ failed to submit his SF-278, after several requests to do so.

| Complaint History |   |
|-------------------|---|
| 06/21/10          | Database entry created  |
| 06/24/10          | Ethics office sent ACIJ correspondence regarding IJ's failure to submit SF 278 and fine.            |
| 06/28/10          | ACIJ instructed ij to file 278  |
| 07/27/10          | The ACIJ requested the IJ pay a fine for late filing and submit requested corrections prior to 7/30 |
| 09/21/10          | Written reprimand   |



# Detail

**Complaint Number:** 306

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/17/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
06/21/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s)               |
|--------------|--|-----------------------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** Respondent alleges IJ was unfair by not allowing an appeal of his motion to terminate removal proceedings.

| Complaint History |  |
|-------------------|--|
| 10/22/09          | Alleged conduct occurred                               |
| 06/21/10          | ACIJ responds to source                                |
| 06/21/10          | Complaint dismissed because it cannot be substantiated |
| 06/21/10          | Database entry created                                 |





# Detail

**Complaint Number:** 307

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/16/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
intervening event made action  
unnecessary

**Final Action Date**  
06/21/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** IJ submitted a letter in support of an accredited representative seeking renewal of accreditation causing possible prospective impartiality concerns, as well as conflict with EOIR bar counsel in litigation

| Complaint History |  |
|-------------------|--|
| 06/21/10          | Complaint concluded -- intervening event made action unnecessary Ethics Approval |
| 06/21/10          | Database entry created   |





# Detail

**Complaint Number:** 308

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/13/08

**Current ACIJ**

Griswold, Stephen S.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

04/21/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)     |
|--------------|---------------------|-------------------------|
| (b)(6)       | Due process         | Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- IJ allegedly misused a form order.

| Complaint History |   |
|-------------------|---|
| 07/15/08          | Alleged conduct occurred                                  |
| 11/17/08          | Complaint referred to ACIJ                                |
| 04/21/09          | Oral counseling   |
| 11/07/09          | Forwarded to BIA because some allegations concerned them. |
| 06/21/10          | Database entry created                                    |



# Detail

**Complaint Number:** 309

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/06/08

**Current ACIJ**  
McGoings, Michael C.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
01/03/09

**Past ACIS:**

| A-Numbers(s) | Complaint Nature(s)                | Complaint Source(s) |
|--------------|------------------------------------|---------------------|
| (b)(6)       | Due process<br>Incapacity<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's decision is inadequate for BIA review as it does not contain clear and complete findings of fact and conclusions of law that are supported by the record and are in compliance with controlling law. Moreover, the decision is disjointed and difficult to follow.

| Complaint History |  |
|-------------------|--|
| 06/26/07          | Alleged conduct occurred                                       |
| 11/10/08          | Complaint referred to ACIJ                                     |
| 01/03/09          | Complaint concluded -- IJ retirement made action unnecessary . |
| 06/21/10          | Database entry created   |



# Detail

**Complaint Number:** 310

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/06/08

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/01/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Due process<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- R alleges on appeal that IJ denied continuance based on case completion goals. BIA upholds denial because no good cause was shown for a continuance.

| Complaint History |  |
|-------------------|--|
| 04/20/07          | Alleged conduct occurred                               |
| 11/10/08          | Complaint referred to ACIJ                             |
| 06/21/10          | Database entry created                                 |
| 09/01/10          | Complaint dismissed because it cannot be substantiated |



# Detail

**Complaint Number:** 311

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/06/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ changed venue sua sponte, was reversed by the BIA via interlocutory appeal, then explicitly defied the Board's order and refused to proceed with the case. BIA cautions IJ that (b) (6) does not have the option not to comply with its decision. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 03/02/08          | Alleged conduct occurred  |
| 11/10/08          | Complaint referred to ACIJ  |
| 06/21/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |



# Detail

**Complaint Number:** 312

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/12/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACLIS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s) |
|--------------|--------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- some of IJ's exchanges with pro se R were unnecessarily caustic, sarcastic or dismissive in tone. Creates the appearance of partiality and detracts from the dignity of the proceedings.

| Complaint History |   |
|-------------------|---|
| 06/09/08          | Alleged conduct occurred  |
| 11/12/09          | Complaint referred to ACIJ  |
| 06/21/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |



# Detail

**Complaint Number:** 313

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/14/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R alleges IJ was biased and denied him due process. In oral decision, states that R is an "absolute liar" whose assertions are "utterly absurd" and that R's counsel is taking "ludicrous" positions. Remand to different IJ.

| Complaint History |   |
|-------------------|---|
| 05/14/07          | Alleged conduct occurred  |
| 11/17/08          | Complaint referred to ACIJ  |
| 06/21/10          | Database entry created  |
| 06/30/10          | IJ is off the bench pending retirement 9/15/10                        |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |



# Detail

**Complaint Number:** 314

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/14/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
11/17/08

**Past ACJIS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | BIA                 |

**Complaint Narrative:** (b) (6) - stipulated settlement and remand to different IJ by 2d Cir. at the joint request of USAO and R's attorney. Grounds unclear from materials.

| Complaint History |   |
|-------------------|---|
| 03/25/03          | Alleged conduct occurred  |
| 11/17/08          | Complaint concluded -- corrective action already taken - 04/08 Training |
| 11/17/08          | Complaint referred to ACIJ  |
| 06/21/10          | Database entry created  |





# Detail

**Complaint Number:** 315

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/19/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
11/20/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct<br>Incapacity<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- sarcastic and prejudicial comments throughout hearing. Seriously deficient oral decision. BIA sua sponte reopened and remanded to different IJ.

| Complaint History |   |
|-------------------|---|
| 07/18/05          | Alleged conduct occurred  |
| 11/20/08          | Complaint concluded -- corrective action already taken - Training 11/07 |
| 11/20/08          | Complaint referred to ACIJ  |
| 06/21/10          | Database entry created  |



# Detail

**Complaint Number:** 316

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/20/08

**Current ACIJ**  
Bartolomei, Richard J.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/29/10

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) - following remand, IJ reinstated prior order and certified back to the Board solely because (b) (6) disagreed with the Board's decision. Remand to different IJ.

| Complaint History |                            |
|-------------------|----------------------------|
| 09/17/07          | Alleged conduct occurred   |
| 11/24/08          | Complaint referred to ACIJ |
| 06/21/10          | Database entry created     |
| 07/29/10          | Oral counseling            |



# Detail

**Complaint Number:** 317

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/24/08

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
11/21/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | Respondent (b) (6)  |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ has committed errors that have caused her to be treated unfairly in (b) (6) court.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 11/21/08          | Complaint dismissed as merits-related |
| 12/30/09          | Complaint referred to new ACIJ        |
| 06/21/10          | Database entry created                |



# Detail

**Complaint Number:** 318

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/25/08

**Current ACIJ**  
Fong, Thomas Y. K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
12/11/08

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- unnecessarily sarcastic tone when addressing R's credibility in oral decision, but no error.

| Complaint History |                            |
|-------------------|----------------------------|
| 02/06/08          | Alleged conduct occurred   |
| 12/01/08          | Complaint referred to ACIJ |
| 12/11/08          | Oral counseling            |
| 06/21/10          | Database entry created     |



# Detail

**Complaint Number:** 319

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/25/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
11/25/08

**Past ACIS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- R alleges on appeal that IJ was unfair regarding the treatment of R's counsel and the admission of evidence, but BIA finds no error.

| Complaint History |  |
|-------------------|--|
| 11/29/06          | Alleged conduct occurred                     |
| 11/25/08          | Complaint dismissed because it was disproven |
| 11/25/08          | Complaint referred to ACIJ                   |
| 06/21/10          | Database entry created                       |



# Detail

**Complaint Number:** 320

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/02/08

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**

(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
12/12/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- R asserts on appeal that IJ creates a "hostile environment," citing a series of alleged incidents of misconduct witnessed by or known about by R's counsel. BIA addresses each in turn, ultimately concluding that R was not deprived of a full and fair hearing.

| Complaint History |                            |
|-------------------|----------------------------|
| 06/04/07          | Alleged conduct occurred   |
| 12/02/08          | Complaint referred to ACIJ |
| 12/12/08          | Oral counseling            |
| 06/21/10          | Database entry created     |



# Detail

**Complaint Number:** 321

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/26/08

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
12/09/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s)           |
|--------------|---------------------------------|-------------------------------|
| (b)(6)       | Due process<br>In-court conduct | Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ was angry about a remand, set an artificially short deadline for submission of evidence, and allowed no oral testimony on changed country conditions. (b) (6) - complainant alleges IJ harshly criticized him for a ministerial error.

| Complaint History |  |
|-------------------|--|
| 11/17/08          | Alleged conduct occurred                               |
| 11/26/08          | Complaint referred to ACIJ                             |
| 12/02/08          | ACIJ requested additional information from source      |
| 12/09/08          | ACIJ sent letter to attorney                           |
| 12/09/08          | Complaint dismissed because it cannot be substantiated |
| 06/21/10          | Database entry created                                 |





# Detail

**Complaint Number:** 322

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/21/10

**Current ACIJ**  
Nadkarni, Deepali  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written reprimand

**Final Action Date**  
01/04/11

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA<br>EOIR         |

**Complaint Narrative:** In (b) (6) BIA was critical of the IJ's conduct and lack of judgment during the hearing.

| Complaint History |   |
|-------------------|---|
| 06/22/10          | Database entry created                                    |
| 06/22/10          | Requested ROP & tapes, received and reviewed BIA decision |
| 08/11/10          | IJ's response was received and is under review            |
| 01/04/11          | Written reprimand   |
| 04/14/11          | Training set for 7/29/11                                  |
| 07/29/11          | Training occurred on 7/29                                 |



# Detail

**Complaint Number:** 323

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/02/10

**Current ACIJ**  
Fong, Thomas Y. K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
06/11/10

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                    |
|--------------|---------------------|--|
| (b)(6)       | Bias<br>Due process | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) attorney alleges IJ exhibited "inappropriate behavior" by mocking facial expression of the attorney & witness, inappropriate questioning of the R, denial of right to an interpreter & storming out of the courtroom.

| Complaint History |   |
|-------------------|---|
| 03/02/10          | Complaint referred to ACIJ  |
| 03/09/10          | ACIJ meets with Attorney  |
| 03/26/10          | ACIJ meets with IJ  |
| 05/28/10          | ACIJ completes review of ROP  |
| 06/11/10          | Oral counseling   |
| 06/16/10          | IJ grants recusal motion  |
| 06/21/10          | 2nd meeting held between attorney & ACIJ  |
| 06/28/10          | Database entry created  |
| 06/30/10          | ACIJ sends response to complainant  |
| 07/07/10          | IJ given copy of ACIJ memo and letter sent to review before final discussion set for 7/27 |
| 07/28/10          | Complaint dismissed because it cannot be substantiated                                    |



# Detail

**Complaint Number:** 324

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/01/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
02/11/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)          | Complaint Source(s)     |
|--------------|------------------------------|-------------------------|
| (b)(6)       | Bias<br>Out-of-court conduct | Respondent Atty (b) (6) |

**Complaint Narrative:** Complainant requests that IJ recuse (b) (6) based on a 12-year history of litigation between the two, where the IJ, while with DHS, purportedly initiated civil proceedings against complainant and testified against (b) (6) in District Court.

| Complaint History |  |
|-------------------|--|
| 10/15/08          | Complaint referred to ACIJ                             |
| 02/11/09          | Complaint dismissed because it cannot be substantiated |
| 02/11/09          | IJ filed a complaint w/ EOIR Bar Counsel               |
| 06/29/10          | Database entry created                                 |



# Detail

**Complaint Number:** 325

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/15/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
intervening event made action  
unnecessary

**Final Action Date**  
10/15/08

**Past ACLIS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) - BIA sua sponte reopens and remands to different IJ, citing Islam and Guo-Le Huang. Transcript excerpts show IJ was hostile to R during extensive and inappropriate questioning, and engaged in widespread speculation.

| Complaint History |  |
|-------------------|--|
| 09/24/04          | Alleged conduct occurred   |
| 10/15/08          | Complaint concluded -- intervening event made action unnecessary IJ agreed to be demoted |
| 10/15/08          | Complaint referred to ACIJ   |
| 06/29/10          | Database entry created   |



# Detail

**Complaint Number:** 326

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/31/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
12/22/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) - IJ misconstrued R's testimony and engaged in speculation in making an adverse credibility finding.

| Complaint History |  |
|-------------------|--|
| 04/11/07          | Alleged conduct occurred   |
| 10/31/08          | Complaint referred to ACIJ   |
| 12/22/08          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 06/29/10          | Database entry created   |



# Detail

**Complaint Number:** 327

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/16/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
10/17/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- complainant alleges on appeal that IJ berated and intimidated her during testimony. BIA finds that, at the least, IJ's tone was unprofessional and raises fair hearing concerns. Remand to different IJ.

| Complaint History |  |
|-------------------|--|
| 07/05/07          | Alleged conduct occurred   |
| 10/16/08          | Complaint referred to ACIJ   |
| 10/17/08          | Complaint concluded -- corrective action already taken - Training 5/2008 |
| 10/17/08          | Tapes requested for review   |
| 06/29/10          | Database entry created   |



# Detail

**Complaint Number:** 328

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/20/08

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
10/20/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Legal               | Anonymous           |

**Complaint Narrative:** (b) (6) -- IJ granted DHS's motion for administrative closure despite DHS opposition, and deemed R's motion to terminate as moot, presumably because of (b) (6) contemporaneous grant of administrative closure.

| Complaint History |  |
|-------------------|--|
| 10/03/08          | Alleged conduct occurred   |
| 10/20/08          | Complaint dismissed as merits-related - ACIJ determined issue was one for appeal |
| 06/29/10          | Database entry created   |





# Detail

**Complaint Number:** 329

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/24/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
11/17/09

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | In-court conduct<br>Out-of-court conduct | Anonymous           |

**Complaint Narrative:** Anonymous complainant alleges IJ adjusts court hearings to conform to (b) (6) personal needs, including picking (b) (6) daughter up from school during work hours.

| Complaint History |  |
|-------------------|--|
| 10/31/08          | Complaint referred to ACIJ                             |
| 11/17/09          | Complaint dismissed because it cannot be substantiated |
| 06/29/10          | Database entry created                                 |



# Detail

**Complaint Number:** 330

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/06/08

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
01/11/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) -- in written decision following remand, IJ failed to record proceedings, refused to rule on R's request for voluntary departure, and certifies the matter back to the BIA for reconsideration of its earlier findings.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 06/13/08          | Alleged conduct occurred              |
| 10/28/08          | Complaint referred to ACIJ            |
| 06/29/10          | Database entry created                |
| 01/11/11          | Complaint dismissed as merits-related |



# Detail

**Complaint Number:** 331

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/30/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
01/26/12

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** OIG and IRS have uncovered evidence of business account irregularities and unreported income.

| Complaint History |  |
|-------------------|--|
| 07/01/10          | Database entry created   |
| 07/02/10          | Per OGC, OIG & IRS advise EOIR take no action at this time.                          |
| 07/26/10          | OGC contacted OIG & AUSA   |
| 10/04/10          | Complaint referred to OIG - OGC contacted OIG  |
| 05/09/11          | OGC inquiry to OIG; Investigation ongoing.   |
| 05/09/11          | OIG requests IJ's latest financial disclosure  |
| 07/25/11          | OIG still investigating  |
| 12/20/11          | OIG indicates report forthcoming in early 2012                                       |
| 01/26/12          | Complaint dismissed because it cannot be substantiated                               |
| 01/26/12          | OIG issued report - IRS closed investigation due to "lack of prosecution potential". |



# Detail

Complaint Number: 332

Immigration Judge: (b)(6)

Complaint Received Date: 06/18/08

**Current ACIJ**

Burr, Sarah M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Written reprimand

**Final Action Date**

11/03/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s)                     |
|--------------|---|---|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | Circuit Court -- 2nd<br>Respondent Atty |

**Complaint Narrative:** (b) (6) Circuit Court criticized IJ for bias against the petitioner and depriving the petitioner of his right to a fair hearing. Remanded to a different judge.

| Complaint History |   |
|-------------------|---|
| 06/20/08          | Complaint referred to OPR   |
| 07/28/08          | OPR opens an investigation  |
| 08/14/08          | OPR requests IJ response prior to 9/14/08   |
| 05/26/09          | IJ interviewed by OPR   |
| 09/28/09          | OPR finding of professional misconduct -- reckless disregard                                  |
| 03/19/10          | OPR recommended discipline 2 days - Suspension  |
| 04/28/10          | Family emergency with IJ and his response has been delayed                                    |
| 06/25/10          | 2 days - Disciplinary Action Proposed -- Suspension   |
| 07/01/10          | Database entry created  |
| 11/04/10          | ACIJ notifies IJ report is ready for pick up and reminds (b) (6) that it can not be released. |
| 11/30/10          | IJ notified management would not sign non-disclosure agreement                                |
| 03/29/11          | IJ given copy of OPR report - given until 3/18/11 for his response                            |
| 04/21/11          | IJ amended response to proposal received 4/21   |
| 07/01/11          | 07/01/11 - Proposed settlement sent to NAIJ   |



# Detail

Complaint Number: 332

Immigration Judge: (b)(6)

Complaint Received Date: 06/18/08

**Current ACIJ**

Burr, Sarah M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Written reprimand

**Final Action Date**

11/03/11

**Past ACIJS:**

| (b)(6)            |   |  |
|-------------------|---|--|
| Complaint History |   |  |
| 07/07/11          | IJ/NAIJ counter offer received                  |  |
| 09/02/11          | Currently drafting agreement and reprimand      |  |
| 11/03/11          | Written reprimand - DCIJ Decision in settlement |  |



# Detail

**Complaint Number:** 333

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 12/06/07

**Current ACIJ**  
O'Leary, Brian M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
OPR finding of no professional misconduct -- IJ acted appropriately

**Final Action Date**  
06/29/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)  |
|--------------|---------------------|----------------------|
| (b)(6)       | In-court conduct    | Circuit Court -- 9th |

**Complaint Narrative:** (b) (6) 9th Circuit criticizes judge for lecturing and badgering the R and finds judge violated the R's right to counsel when he denied a continuance after a previous 2 year continuance.

| Complaint History |   |
|-------------------|---|
| 12/05/07          | Judge alerts EOIR of negative article                               |
| 01/04/08          | Complaint referred to OPR   |
| 04/15/08          | Judge responds to OPR   |
| 06/29/10          | OPR finding of no professional misconduct -- IJ acted appropriately |
| 07/02/10          | Database entry created  |





# Detail

**Complaint Number:** 334

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/29/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
11/03/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                 | Complaint Source(s) |
|--------------|-------------------------------------|---------------------|
| (b)(6)       | Due process<br>Out-of-court conduct | BIA                 |

**Complaint Narrative:** (b)(6) -- BIA sua sponte reopened and remanded to different IJ, citing Islam and Guo-Le Huang.

| Complaint History |  |
|-------------------|--|
| 06/30/06          | Alleged conduct occurred   |
| 11/03/08          | Complaint concluded -- corrective action already taken - 4/08 Training |
| 11/03/08          | Complaint referred to ACIJ   |
| 07/02/10          | Database entry created   |





# Detail

**Complaint Number:** 335

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/31/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
12/22/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- IJ's credibility and demeanor findings were speculative and borderline insulting.

| Complaint History |  |
|-------------------|--|
| 12/22/08          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 07/02/10          | Database entry created   |



# Detail

**Complaint Number:** 336

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/30/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
11/03/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA sua sponte reopening and remand to different IJ, citing Islam and Guo-Le Huang.

| Complaint History |   |
|-------------------|---|
| 05/10/06          | Alleged conduct occurred  |
| 11/03/08          | Complaint concluded -- corrective action already taken - 04/08 Training |
| 11/03/08          | Complaint referred to ACIJ  |
| 07/02/10          | Database entry created  |



# Detail

**Complaint Number:** 337

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/01/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
12/22/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                              | Complaint Source(s)            |
|--------------|--|--------------------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct<br>Legal | BIA<br>Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- IJ referenced a "victim of abuse gene" and appeared to exhibit bias and prejudice. Complainant alleges R engaged in an unsettling level of sarcasm and made legal and factual errors.

| Complaint History |  |
|-------------------|--|
| 09/01/08          | Complaint referred to ACIJ   |
| 09/25/08          | Oral counseling  |
| 09/30/08          | Training - IJ attended domestic abuse training w/ IJ (b) (6)                                 |
| 12/22/08          | Complaint concluded -- IJ termination during trial period made action unnecessary - 12/22/08 |
| 07/02/10          | Database entry created   |



# Detail

**Complaint Number:** 338

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/03/08

**Current ACIJ**  
Sukkar, Elisa M.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
09/16/08

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)   |
|--------------|---------------------|-----------------------|
| (b)(6)       | Bias<br>Due process | DHS (b)(6) and (b)(7) |

**Complaint Narrative:** Complainant alleges IJ granted improper continuances in an abuse of discretion. Complainant asserts that DRO contends this is a "pattern and practice" of this IJ. CC asserts that IJ "continually goes beyond [redacted] role as an impartial judge"

| Complaint History |                        |
|-------------------|------------------------|
| 09/10/08          | Under review by ACIJ   |
| 09/16/08          | Oral counseling        |
| 07/02/10          | Database entry created |



# Detail

**Complaint Number:** 339

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/18/08

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
11/24/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                              | Complaint Source(s) |
|--------------|--|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct<br>Legal | Respondent (b) (6)  |

**Complaint Narrative:** (b) (6) complainant alleges that IJ told her (b) (6) would approve her asylum claim if she filed a misconduct complaint against her attorney, (b) (6) and that IJ made an inappropriate comment and denied her asylum claim after she refused to file the complaint.

| Complaint History |  |
|-------------------|--|
| 09/22/08          | Complaint referred to ACIJ                             |
| 11/24/08          | Complaint dismissed because it cannot be substantiated |
| 07/02/10          | Database entry created                                 |



# Detail

**Complaint Number:** 340

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/18/08

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
11/21/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | Respondent (b) (6)  |

**Complaint Narrative:** (b) (6) – complainant alleges IJ yelled and screamed at complainant's attorney, (b) (6)

| Complaint History |   |
|-------------------|---|
| 09/22/08          | Complaint referred to ACIJ  |
| 11/21/08          | Complaint dismissed because it cannot be substantiated Inappropriate to discuss case with respondent who is represented |
| 07/02/10          | Database entry created  |



# Detail

**Complaint Number:** 341

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/22/08

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
11/21/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s) |
|--------------|---|---------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | Respondent (b) (6)  |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ's bad temperament and demonstrated bias toward her attorney, (b) (6) caused her hearing to be unfair. EOIR Bar Counsel has issued a Notice of Intent to Discipline this attorney, based in part on information from this IJ.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 09/23/08          | Complaint referred to ACIJ            |
| 11/21/08          | Complaint dismissed as merits-related |
| 07/02/10          | Database entry created                |





# Detail

Complaint Number: 342

Immigration Judge: (b)(6)

Complaint Received Date: 09/12/08

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
11/21/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                              | Complaint Source(s)     |
|--------------|--|-------------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct<br>Legal | Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- on remand from BIA, complainant alleges IJ retaliated against R and displayed an offensive demeanor. IJ criticizes BIA in (b) (6) decision.

| Complaint History |   |
|-------------------|---|
| 07/20/07          | Alleged conduct occurred                  |
| 09/13/08          | Complaint referred to ACIJ                |
| 11/21/08          | Oral counseling                           |
| 11/28/08          | ACIJ met with source to discuss complaint |
| 07/02/10          | Database entry created                    |



# Detail

**Complaint Number:** 343

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/17/08

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
11/21/08

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s)     |
|--------------|--------------------------|-------------------------|
| (b)(6)       | Bias<br>In-court conduct | Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ went off the record for 45 minutes and "turned a simple master calendar hearing into an inquisition."

| Complaint History |                                  |
|-------------------|----------------------------------|
| 10/17/08          | Complaint referred to ACIJ       |
| 11/21/08          | Complaint resolved per complaint |
| 07/02/10          | Database entry created           |



# Detail

**Complaint Number:** 344

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/12/09

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
05/01/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)  |
|--------------|----------------------|----------------------|
| (b)(6)       | Out-of-court conduct | Circuit Court -- 9th |

**Complaint Narrative:** In published opinion, 9th Cir. criticized then-AUSA (b) (6) for improper cross examination of defendant.

| Complaint History |   |
|-------------------|---|
| 05/26/09          | Complaint referred to OPR   |
| 05/01/10          | Complaint dismissed due to the complainant's failure to state a claim |
| 05/01/10          | OPR finding of no professional misconduct -- mistake                  |
| 07/02/10          | Database entry created  |



# Detail

**Complaint Number:** 345

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 04/29/08

**Current ACIJ**

Bartolomei, Richard J.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Complaint dismissed because it cannot be substantiated

**Final Action Date**

10/15/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)         |
|--------------|---------------------|-----------------------------|
| (b)(6)       | Bias<br>Due process | BIA<br>Circuit Court -- 9th |

**Complaint Narrative:** (b) (6) -- 9th Cir. remands to different IJ in light of its determination that the IJ's "adverse credibility finding was further undermined by (b) (6) demonstrated hostile predisposition to discredit" R.

| Complaint History |  |
|-------------------|--|
| 09/23/08          | Complaint referred to ACIJ                             |
| 10/15/08          | Complaint dismissed because it cannot be substantiated |
| 07/02/10          | Database entry created                                 |



# Detail

**Complaint Number:** 346

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/22/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
01/26/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s) |
|--------------|--------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA dismisses appeal but notes that it does not approve of IJ's criticism of R based on his association with three separate and unrelated lawyers who had been suspended or disbarred, which [redacted] found to be "more than a coincidence."

| Complaint History |  |
|-------------------|--|
| 08/23/06          | Alleged conduct occurred                               |
| 09/24/08          | Complaint referred to ACIJ                             |
| 01/26/10          | Complaint dismissed because it cannot be substantiated |
| 07/02/10          | Database entry created                                 |



# Detail

**Complaint Number:** 347

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/16/08

**Current ACIJ**  
Griswold, Stephen S.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
OPR finding of no professional misconduct -- mistake

**Final Action Date**  
03/30/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s)  |
|--------------|--------------------------|----------------------|
| (b)(6)       | Bias<br>In-court conduct | Circuit Court -- 9th |

**Complaint Narrative:** (b) (6) -- 9th Cir. criticizes IJ for speculation about and disdain for R's Millenist faith.

| Complaint History |  |
|-------------------|--|
| 09/23/08          | Oral counseling                                      |
| 10/20/08          | Complaint referred to OPR                            |
| 12/05/08          | OPR request IJ response                              |
| 12/11/08          | Respose extension granted until 02/02/09             |
| 03/30/10          | OPR finding of no professional misconduct -- mistake |
| 07/02/10          | Database entry created                               |





# Detail

**Complaint Number:** 348

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/22/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
HLG

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
10/20/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | Respondent Atty     |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ misrepresented a material fact (that atty failed to appear), resulting in damage to atty's professional relationship with his client.

| Complaint History |  |
|-------------------|--|
| 10/15/08          | Complaint referred to ACIJ                   |
| 10/20/08          | Complaint dismissed because it was disproven |
| 07/02/10          | Database entry created                       |





# Detail

Complaint Number: 349

Immigration Judge: (b)(6)

Complaint Received Date: 09/23/08

**Current ACIJ**

Burr, Sarah M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

01/26/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) -- BIA remand to different IJ, citing Islam and Guo-Le Huang. In oral decision, IJ calls R "an unmitigated liar."

| Complaint History |                            |
|-------------------|----------------------------|
| 09/25/08          | Complaint referred to ACIJ |
| 01/26/10          | Oral counseling            |
| 07/02/10          | Database entry created     |



# Detail

**Complaint Number:** 350

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/23/08

**Current ACIJ**

Sukkar, Elisa M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

09/23/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s) |
|--------------|--------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6) -- on appeal, R raised serious allegations of judicial bias, including failure to maintain courtroom decorum and engaging in personal arguments with R's prior counsel. Remand to different IJ out of an abundance of caution.

| Complaint History |                            |
|-------------------|----------------------------|
| 09/23/08          | Oral counseling            |
| 09/25/08          | Complaint referred to ACIJ |
| 07/02/10          | Database entry created     |



# Detail

**Complaint Number:** 351

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/14/08

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/02/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s)     |
|--------------|--|-------------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | Respondent Atty (b) (6) |

**Complaint Narrative:** (b) (6) -- complainant alleges IJ violated the rule of law, infringed on R's right to pursue remedies, and breached ethical considerations.

| Complaint History |  |
|-------------------|--|
| 08/07/08          | OPR closed its investigation without taking further action |
| 08/14/08          | Complaint referred to ACIJ                                 |
| 09/02/08          | Complaint dismissed because it cannot be substantiated     |
| 07/02/10          | Database entry created                                     |



# Detail

**Complaint Number:** 352

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/14/08

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
09/01/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6) - following 2d Cir. stipulated remand, BIA finds that in making adverse credibility finding, IJ found more adverse factors than actually exist and did not cite any statutory factors in [redacted] consideration of R's good moral character.

| Complaint History |  |
|-------------------|--|
| 08/14/08          | Complaint referred to ACIJ                             |
| 08/21/08          | ROP requested by ACIJ                                  |
| 07/02/10          | Database entry created                                 |
| 07/27/10          | Complaint referred to ACIJ - 2nd IJC forwarded to ACIJ |
| 09/01/10          | Complaint resolved per complaint                       |



# Detail

**Complaint Number:** 353

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/04/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
OPR finding of no professional  
misconduct -- mistake

**Final Action Date**  
01/06/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)         |
|--------------|---------------------|-----------------------------|
| (b)(6)       | Legal               | BIA<br>Circuit Court -- 2nd |

**Complaint Narrative:** (b) (6) consolidated under (b) (6) -- 2d Cir. decply disturbed by what they perceive to be fairly obvious errors in EOIR's application of its own regulatory framework re FGM.

| Complaint History |  |
|-------------------|--|
| 08/28/08          | OPR opens an investigation, response requested by 09/18/08 |
| 01/06/10          | OPR finding of no professional misconduct -- mistake       |
| 07/02/10          | Database entry created                                     |



# Detail

**Complaint Number:** 354

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/18/08

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
OPR finding of no professional  
misconduct -- mistake

**Final Action Date**  
01/06/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)         |
|--------------|---------------------|-----------------------------|
| (b)(6)       | Legal               | BIA<br>Circuit Court -- 2nd |

**Complaint Narrative:** (b) (6) -- 2d Cir. deeply disturbed by what they perceive to be fairly obvious errors in EOIR's application of its own regulatory framework re FGM.

| Complaint History |  |
|-------------------|--|
| 01/06/10          | OPR finding of no professional misconduct -- mistake |
| 07/02/10          | Database entry created                               |



# Detail

**Complaint Number:** 355

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/19/08

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
09/10/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)     |
|--------------|---------------------|-------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6) |

**Complaint Narrative:** Complainant alleges IJ threatened him off the record about filing a complaint with DOJ based on atty's failure to appear in court with his client.

| Complaint History |   |
|-------------------|---|
| 09/10/08          | Complaint dismissed due to the complainant's failure to state a claim - Source advises this is not a complaint and he is no longer the attorney |
| 07/02/10          | Database entry created  |





# Detail

**Complaint Number:** 356

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/04/08

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
10/16/08

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | Respondent (b) (6)  |

**Complaint Narrative:** Detained R asserts IJ is rushing him and treating him unfairly and that IJ screamed at him in an angry and degrading manner. R requests reassignment of his case.

| Complaint History |  |
|-------------------|--|
| 10/16/08          | Complaint dismissed because it cannot be substantiated |
| 07/02/10          | Database entry created                                 |



# Detail

**Complaint Number:** 357

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/02/10

**Current ACIJ**

Burr, Sarah M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Written counseling

**Final Action Date**

08/02/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)               | Complaint Source(s) |
|--------------|-----------------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b) (6), BIA finds Ij's credibility finding clearly erroneous involving improper speculation, failure to allow the respondent to respond and questioning beyond scope of authority. Remanded to a different IJ.

| Complaint History |                            |
|-------------------|----------------------------|
| 04/18/08          | Alleged conduct occurred   |
| 07/02/10          | Complaint referred to ACIJ |
| 07/02/10          | Database entry created     |
| 07/29/10          | Oral counseling            |
| 08/02/10          | Written counseling         |



# Detail

**Complaint Number:** 358

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/07/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
07/14/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)          | Complaint Source(s) |
|--------------|------------------------------|---------------------|
| (b)(6)       | Other: comment in a decision | BIA                 |

**Complaint Narrative:** (b) (6), BIA commented in decision that the IJ in (b) (6) decision on the MTR made the remark that "the undersigned was brought down by the Court of Appeals in the instant case"

| Complaint History |  |
|-------------------|--|
| 12/04/08          | Alleged conduct occurred                               |
| 07/12/10          | Complaint referred to ACIJ                             |
| 07/13/10          | Database entry created                                 |
| 07/14/10          | Complaint concluded -- corrective action already taken |
| 07/23/10          | Letter in support of IJ received from Attorney (b) (6) |



# Detail

**Complaint Number:** 359

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/07/10

**Current ACIJ**  
Burr, Sarah M.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
10/21/10

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** In (b) (6), BIA reopened and remanded for consideration of new evidence. Sarcastic and inappropriate commentary in transcript.

| Complaint History |                            |
|-------------------|----------------------------|
| 03/05/09          | Alleged conduct occurred   |
| 07/12/10          | Complaint referred to ACIJ |
| 07/13/10          | Database entry created     |
| 10/21/10          | Oral counseling            |



# Detail

**Complaint Number:** 360

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/27/10

**Current ACIJ**  
Smith, Gary W.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written counseling

**Final Action Date**  
10/13/10

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** In (b) (6) BIA finds ij's credibility finding clearly erroneous and further finds ij's consideration of extra record material which the R was not allowed to address amounted to denial of a fair hearing. Remand to different ij.

| Complaint History |  |
|-------------------|--|
| 04/22/09          | Alleged conduct occurred                     |
| 07/27/10          | Complaint referred to ACIJ                   |
| 07/27/10          | Database entry created                       |
| 07/27/10          | ROP requested and obtained for ACIJ          |
| 08/25/10          | ACIJ extends IJ response due date to 9/17/10 |
| 09/23/10          | IJ response received                         |
| 10/13/10          | Written counseling - Ltr sent to IJ 10/13/10 |



# Detail

**Complaint Number:** 361

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/27/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
09/08/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) Disrespectful, extraneous commentary about BIA and Congress in ij decision.

| Complaint History |   |
|-------------------|---|
| 08/18/09          | Alleged conduct occurred  |
| 07/27/10          | Complaint referred to ACIJ  |
| 07/27/10          | Database entry created  |
| 09/08/10          | Complaint concluded -- IJ retirement made action unnecessary 09/15/10 |





# Detail

**Complaint Number:** 362

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/21/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
08/18/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s)               |
|--------------|---|-----------------------------------|
| (b)(6)       | Bias<br>Due process<br>In-court conduct | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) R alleges he is being treated as a second class citizen and being deprived of his rights.

| Complaint History |  |
|-------------------|--|
| 07/27/10          | Complaint referred to ACIJ                             |
| 07/27/10          | Database entry created                                 |
| 08/02/10          | ACIJ reviewing the hearing tapes                       |
| 08/18/10          | Complaint dismissed because it cannot be substantiated |





# Detail

Complaint Number: 363

Immigration Judge: (b)(6)

Complaint Received Date: 07/26/10

**Current ACIJ**  
Sukkar, Elisa M.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
07/29/10

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Bias                | Third party (b) (6) |
|              | Due process         | Third party (b) (6) |
|              | In-court conduct    | Third party (b) (6) |
|              |                     | Third party (b) (6) |
|              |                     | (b) (6)             |

**Complaint Narrative:** (b) (6) - potential witnesses who were not allowed to testify allege ij pre-judged the case, acted as prosecutor, and chastised Respondent's counsel.

| Complaint History |  |
|-------------------|--|
| 07/12/10          | Alleged conduct occurred   |
| 07/27/10          | ACIJ listened to DAR and plans on speaking with IJ with her mentor |
| 07/27/10          | Per ACIJ she spoke to IJ about hearing                             |
| 07/29/10          | Database entry created   |
| 07/29/10          | Oral counseling  |



# Detail

**Complaint Number:** 364

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/16/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
retirement made action  
unnecessary

**Final Action Date**  
07/27/10

**Past ACJIS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** IJ made an unnecessary comment against a senior attorney within the Agency in front of other employees.

| Complaint History |  |
|-------------------|--|
| 06/16/10          | Alleged conduct occurred   |
| 07/27/10          | Complaint concluded -- IJ retirement made action unnecessary Retired 7/31/10 |
| 07/29/10          | Database entry created   |



# Detail

**Complaint Number:** 365

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/02/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded --  
corrective action already taken

**Final Action Date**  
07/27/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | OPR                 |

**Complaint Narrative:** IJ alleged to be out of compliance with Department "active" membership policy.

| Complaint History |  |
|-------------------|--|
| 06/01/10          | OPR's action was referred to the ACIJ - investigation opened |
| 07/27/10          | Complaint concluded -- corrective action already taken       |
| 08/03/10          | Database entry created                                       |



# Detail

**Complaint Number:** 366

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 05/07/10

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
resignation made action  
unnecessary

**Final Action Date**  
05/09/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)          |
|--------------|---------------------|------------------------------|
| (b)(6)       | In-court conduct    | BIA<br>Circuit Court -- 11th |

**Complaint Narrative:** (b) (6), the Board and the IJ failed to give reasoned consideration to the R.

| Complaint History |   |
|-------------------|---|
| 05/09/10          | Complaint concluded -- IJ resignation made action unnecessary |
| 08/03/10          | Database entry created  |



# Detail

**Complaint Number:** 367

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/15/10

**Current ACIJ**

Dean, Larry R.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

IJ suspended

**Final Action Date**

12/06/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s) |
|--------------|----------------------|---------------------|
| (b)(6)       | Out-of-court conduct | EOIR                |

**Complaint Narrative:** IJ failed to return to work after a direct order from (b) (6) ACIJ on June 8th, 2010

| Complaint History |  |
|-------------------|--|
| 07/06/10          | Proposed suspension 2 days   |
| 07/26/10          | ACIJ requests acknowledgment of suspension letter as directed in the letter      |
| 08/05/10          | Database entry created   |
| 08/05/10          | DCIJ grants request for extension of IJ response to 8/30/10                      |
| 08/30/10          | IJ response received   |
| 10/25/10          | Decision - suspension - DCIJ decision letter mailed suspension remains at 2 days |
| 12/02/10          | IJ requests extension to prepare grievance                                       |
| 12/06/10          | IJ suspended 2 days From: 2010-12-07 To: 2010-12-08                              |
| 12/11/10          | DCIJ extends grievance response until 01/10/11                                   |
| 01/10/11          | CIJ granted extension until Jan 24th to file grievance                           |
| 01/28/11          | CIJ denied an additional extension - grievance untimely                          |



# Detail

**Complaint Number:** 368

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 06/22/10

**Current ACIJ**  
Nadkarni, Deepali

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
01/04/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | EOIR                |

**Complaint Narrative:** In (b) (6), the Board sua sponte vacated its 07/30/2009 decision in reference to (b) (6), complaint #322.

| Complaint History |  |
|-------------------|--|
| 06/28/10          | ACIJ contacts ij requesting (b) (6) perspective on the hearing |
| 08/05/10          | Database entry created   |
| 08/11/10          | IJ's response received and under review                        |
| 01/04/11          | Complaint resolved per complaint 322                           |



# Detail

**Complaint Number:** 369

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/10/10

**Current ACIJ**  
Stockton, Bette K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
08/13/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | EOIR                |

**Complaint Narrative:** Judge alleged to have allowed stenographer in courtroom in violation of 8 CFR 1003.28

| Complaint History |  |
|-------------------|--|
| 08/13/10          | ACIJ spoke to IJ concerning (b)(6) actions and feels it "was a 1 time event" |
| 08/13/10          | Complaint dismissed due to the complainant's failure to state a claim        |
| 08/16/10          | Databasc entry created   |





# Detail

Complaint Number: 370

Immigration Judge: (b)(6)

Complaint Received Date: 06/23/10

Current ACIJ  
Smith, Gary W.

Base City  
(b)(6)

Status  
CLOSED

Final Action  
Oral counseling

Final Action Date  
08/18/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

Complaint Narrative: (b)(6) failure to give respondent an opportunity to explain inconsistencies and inadequate adverse credibility determination.

| Complaint History |   |
|-------------------|---|
| 11/01/07          | Alleged conduct occurred  |
| 06/23/10          | Complaint referred to ACIJ  |
| 06/24/10          | ACIJ contacts IJ for (b)(6) perspective on the case                   |
| 08/08/10          | ACIJ extends time for IJ response                                     |
| 08/17/10          | Database entry created  |
| 08/18/10          | Oral counseling - IJ was receptive and said it would not occur again. |



# Detail

**Complaint Number:** 371

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/17/10

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
08/19/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6), BIA finds IJ made a comment about quality of R's prior representation.

| Complaint History |   |
|-------------------|---|
| 09/14/09          | Alleged conduct occurred  |
| 08/17/10          | Complaint referred to ACIJ  |
| 08/17/10          | Database entry created  |
| 08/19/10          | Complaint dismissed due to the complainant's failure to state a claim |



# Detail

**Complaint Number:** 372

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/17/10

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
09/13/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                     | Complaint Source(s)               |
|--------------|---|-----------------------------------|
| (b)(6)       | In-court conduct<br>Incapacity<br>Legal | Respondent (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** (b) (6) R alleges judge is "forgetful" and misapplying law resulting in extended detention.

| Complaint History |   |
|-------------------|---|
| 08/19/10          | Complaint referred to ACIJ                                      |
| 08/19/10          | Database entry created  |
| 08/25/10          | Complaint referred to ACIJ - Follow up letter forwarded to ACIJ |
| 09/13/10          | Complaint dismissed as merits-related                           |



# Detail

**Complaint Number:** 374

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 08/30/10

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
09/09/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)            |
|--------------|---------------------|--------------------------------|
| (b)(6)       | In-court conduct    | Third party (b) (6)<br>(b) (6) |

**Complaint Narrative:** Source claims IJ yelled "IDIOT" at her husband, the respondent.

| Complaint History |                            |
|-------------------|----------------------------|
| 08/27/10          | Alleged conduct occurred   |
| 08/30/10          | Complaint referred to ACIJ |
| 08/31/10          | Database entry created     |
| 09/09/10          | Oral counseling            |



# Detail

**Complaint Number:** 375

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/01/10

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed due to the complainant's failure to state a claim

**Final Action Date**  
09/13/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** IJ violated code of Judicial Conduct by informing respondent in open court of counsel's suspension and advising respondent she may wish to obtain another attorney.

| Complaint History |   |
|-------------------|---|
| 08/27/10          | Alleged conduct occurred  |
| 09/07/10          | Complaint referred to ACIJ  |
| 09/07/10          | Database entry created  |
| 09/13/10          | Complaint dismissed due to the complainant's failure to state a claim |



# Detail

**Complaint Number:** 376

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/01/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
10/04/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)            |
|--------------|----------------------|--------------------------------|
| (b)(6)       | Out-of-court conduct | Third party (b) (6)<br>(b) (6) |

**Complaint Narrative:** Allegation IJ didn't reconsider the bond redetermination after a BIA remand.

| Complaint History |  |
|-------------------|--|
| 09/01/10          | ACIJ researched the case and consulted with CA           |
| 09/01/10          | ACIJ sent letter to Respondent who has been calling OCIJ |
| 09/07/10          | Contacted source to determine relationship to the case   |
| 09/07/10          | Database entry created                                   |
| 10/04/10          | Complaint dismissed because it cannot be substantiated   |





# Detail

**Complaint Number:** 377

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 07/29/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
03/01/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)                    |
|--------------|--|--|
| (b)(6)       | In-court conduct<br>Other: possibly ex-parte<br>Out-of-court conduct | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** IJ did not allow substitution of counsel or another attorney to appear on her behalf, and was belligerent at hearing.

| Complaint History |                                  |
|-------------------|----------------------------------|
| 08/02/10          | ACIJ contacted attorney          |
| 09/07/10          | Database entry created           |
| 10/05/10          | Consulting with ELR              |
| 03/01/11          | Complaint resolved per complaint |





# Detail

**Complaint Number:** 378

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/02/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/14/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)           |
|--------------|---------------------|-------------------------------|
| (b)(6)       | Legal               | Respondent (b) (6)<br>(b) (6) |

**Complaint Narrative:** R alleges IJ abused (b)(6) discretion and abused of (b)(6) executive office.

| Complaint History |   |
|-------------------|---|
| 09/08/10          | Complaint referred to ACIJ                                |
| 09/08/10          | Database entry created                                    |
| 09/13/10          | ACIJ reviewed complaint                                   |
| 09/14/10          | ACIJ determined no misconduct after listening to DAR      |
| 09/14/10          | Complaint dismissed because it cannot be substantiated    |
| 09/15/10          | ACIJ responded to source, IJ did not engage in misconduct |



# Detail

**Complaint Number:** 379

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/08/10

**Current ACIJ**  
Fong, Thomas Y. K.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
10/04/10

| A-Numbers(s) | Complaint Nature(s)                 | Complaint Source(s) |
|--------------|-------------------------------------|---------------------|
| (b)(6)       | Other: Failure to follow BIA remand | BIA                 |

**Complaint Narrative:** (b) (6), IJ failed to comply with earlier BIA remand to conduct a de novo hearing, but instead reviewed the record and issued a new written order. Matter remanded to IJ to conduct a de novo hearing.

| Complaint History |                            |
|-------------------|----------------------------|
| 09/08/10          | Complaint referred to ACIJ |
| 09/09/10          | Database entry created     |
| 09/10/10          | Requested ROP thru BIA     |
| 10/04/10          | Oral counseling            |



# Detail

**Complaint Number:** 380

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/09/10

**Current ACIJ**  
Smith, Gary W.

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Written counseling

**Final Action Date**  
10/05/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)       | Complaint Source(s) |
|--------------|---------------------------|---------------------|
| (b)(6)       | In-court conduct<br>Legal | BIA                 |

**Complaint Narrative:** (b)(6) failure to consider requirement of extreme hardship to a qualifying relative (Apparently also nullified the conviction in (b)(6) decision)

| Complaint History |  |
|-------------------|--|
| 09/09/10          | Complaint referred to ACIJ                                   |
| 09/10/10          | Database entry created                                       |
| 09/15/10          | ACIJ requested IJ's response in this matter, due NLT 10/1/10 |
| 09/30/10          | IJ response received   |
| 10/05/10          | Written counseling   |



# Detail

**Complaint Number: 381**

**Immigration Judge: (b)(6)**

**Complaint Received Date: 09/09/10**

**Current ACIJ**  
Stockton, Bette K.

**Base City**

(b) (6)

**Status**  
CLOSED

**Final Action**  
Written counseling

**Final Action Date**  
09/18/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** (b) (6), BIA remanded - transcript includes intemperate language

| Complaint History |                            |
|-------------------|----------------------------|
| 09/09/10          | Complaint referred to ACIJ |
| 09/10/10          | Database entry created     |
| 09/18/10          | Written counseling         |



# Detail

**Complaint Number:** 382

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/16/10

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
10/26/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)     |
|--------------|---------------------|-------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6) |
|              |                     | (b) (6)                 |

**Complaint Narrative:** Inappropriate in court conduct.

| Complaint History |   |
|-------------------|---|
| 09/16/10          | Complaint referred to ACIJ  |
| 09/17/10          | ACIJ requested response from IJ concerning this matter. Response due NLT 10/22/10 |
| 09/17/10          | Database entry created  |
| 10/26/10          | Complaint dismissed because it cannot be substantiated                            |



# Detail

**Complaint Number:** 383

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 03/31/10

**Current ACIJ**  
Burr, Sarah M.  
**Past ACIJS:**

**Base City**  
(b)(6)

**Status**  
CLOSED

**Final Action**  
Decision - suspension

**Final Action Date**  
12/08/10

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | EOIR                |

**Complaint Narrative:** Based on continuing allegations of intemperate conduct on the bench, IJ detailed to BIA pending EOIR investigation of IJ performance & conduct.

| Complaint History |   |
|-------------------|---|
| 09/15/10          | Proposed suspension 14 days                                     |
| 09/17/10          | Database entry created  |
| 09/27/10          | Reassignment to (b)(6)  |
| 09/29/10          | extension for IJ response granted until 10/5/10                 |
| 09/30/10          | letter of support from (b)(6)                                   |
| 10/25/10          | IJ responses to suspension received                             |
| 10/29/10          | IJ response to follow up letter due 11/19/10                    |
| 11/03/10          | IJ submits a settlement offer                                   |
| 11/05/10          | Agency submits a counter offer                                  |
| 11/09/10          | No settlement can be reached at this time.                      |
| 12/08/10          | Decision - suspension - DCIJ upholds proposed 14 day suspension |
| 02/04/11          | Grievance period has passed with no filling                     |



# Detail

**Complaint Number:** 384

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/16/10

**Current ACIJ**

McGoings, Michael C.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

11/29/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** In (b) (6), inappropriate comments made on the record

| Complaint History |                        |
|-------------------|------------------------|
| 09/30/10          | Database entry created |
| 11/29/10          | Oral counseling        |





# Detail

**Complaint Number:** 385

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/09/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
09/30/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s)                    |
|--------------|--------------------------|--|
| (b)(6)       | Bias<br>In-court conduct | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** IJ is hostile toward the R and biased in favor of DHS

| Complaint History |  |
|-------------------|--|
| 09/14/10          | ACIJ forwards complaint to OCIJ  |
| 09/23/10          | ACIJ contacts source and acknowledges complaint  |
| 09/30/10          | Complaint dismissed because it cannot be substantiated - Letter sent to source from ACIJ |
| 10/04/10          | Database entry created   |



# Detail

**Complaint Number:** 386

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 09/27/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
04/27/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | Criminal            | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** Respondent advised attorney respondent had paid the judge.

| Complaint History |  |
|-------------------|--|
| 09/28/10          | Complaint referred to OIG                            |
| 09/30/10          | OIG action Case agent contact ACIJ                   |
| 10/04/10          | Database entry created                               |
| 04/27/11          | Complaint dismissed because it was disproven         |
| 04/27/11          | OIG issued report - allegations determined unfounded |



# Detail

**Complaint Number:** 387

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/04/10

**Current ACIJ**  
Romig, Jeffrey L.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as merits-related

**Final Action Date**  
10/18/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | Due process         | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** (b) (6), IJ erroneously continued bond hearing rather than conducting hearing upon receipt of bond/COV motions.

| Complaint History |                                       |
|-------------------|---------------------------------------|
| 10/04/10          | Complaint referred to ACIJ            |
| 10/05/10          | Database entry created                |
| 10/18/10          | Complaint dismissed as merits-related |



# Detail

**Complaint Number:** 388

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/06/10

**Current ACIJ**  
Sukkar, Elisa M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint concluded -- IJ  
termination during trial period  
made action unnecessary

**Final Action Date**  
10/06/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                      | Complaint Source(s)                   |
|--------------|--|---------------------------------------|
| (b)(6)       | Due process<br>In-court conduct<br>Legal | BIA<br>Circuit Court -- 11th<br>Media |

**Complaint Narrative:** In (b) (6) the Circuit Court found ij engaged in impermissible stereotyping about homosexuals.

| Complaint History |   |
|-------------------|---|
| 10/06/10          | Complaint concluded -- IJ termination during trial period made action unnecessary |
| 10/06/10          | Database entry created  |
| 10/11/10          | During routine search, OPR found the decision and opened an investigation         |
| 01/31/11          | OPR investigation closed.   |



# Detail

**Complaint Number:** 389

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/07/10

**Current ACIJ**  
Fong, Thomas Y. K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed as  
frivolous

**Final Action Date**  
10/22/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)                                 | Complaint Source(s)                |
|--------------|---|------------------------------------|
| (b)(6)       | Bias<br>Criminal<br>Due process<br>In-court conduct | Third party (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** Email to IJ conduct mailbox, the IJ is criticized on (b) (6) rulings in an Asylum I-862 hearing wherein (b) (6) denied the appls of 2 applicants from the U.K.

| Complaint History |   |
|-------------------|---|
| 10/07/10          | Complaint referred to ACIJ                              |
| 10/07/10          | Database entry created                                  |
| 10/08/10          | ACIJ requests information from IJ                       |
| 10/08/10          | ACIJ requests ROP for review                            |
| 10/12/10          | ACIJ received local appeals record (Whittle & Sheppard) |
| 10/22/10          | Complaint dismissed as frivolous                        |



# Detail

**Complaint Number:** 390

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/06/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written counseling

**Final Action Date**  
03/18/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** (b) (6) BIA remands to different ij. ACIJ hears rudeness & sarcasm on DAR during hearing in Feb. 2010

| Complaint History |                            |
|-------------------|----------------------------|
| 02/09/10          | Alleged conduct occurred   |
| 10/06/10          | Complaint referred to ACIJ |
| 10/07/10          | Database entry created     |
| 03/18/11          | Written counseling         |





# Detail

**Complaint Number:** 391

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/06/10

**Current ACIJ**  
Stockton, Bette K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
10/12/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)      | Complaint Source(s) |
|--------------|--------------------------|---------------------|
| (b)(6)       | Bias<br>In-court conduct | BIA                 |

**Complaint Narrative:** In (b) (6), judge was accused of engaging in an abusive tirade.

| Complaint History |  |
|-------------------|--|
| 09/16/08          | Alleged conduct occurred               |
| 10/06/10          | Complaint referred to ACIJ             |
| 10/07/10          | Database entry created                 |
| 10/12/10          | Oral counseling - followed up by email |





# Detail

**Complaint Number:** 392

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/07/10

**Current ACIJ**

Sukkar, Elisa M.

**Base City**

(b) (6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

10/21/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** In (b) (6) BIA finds the IJ intimidated the witness at the asylum hearing. Also the IJ interrupted the witness and made inappropriate comments in an attempt to obtain more detailed information.

| Complaint History |                            |
|-------------------|----------------------------|
| 10/12/10          | Complaint referred to ACIJ |
| 10/12/10          | Database entry created     |
| 10/21/10          | Oral counseling            |



# Detail

**Complaint Number:** 393

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/14/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint resolved per  
complaint

**Final Action Date**  
03/18/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s) |
|--------------|---------------------------------|---------------------|
| (b)(6)       | Due process<br>In-court conduct | BIA                 |

**Complaint Narrative:** In (b) (6) BIA remands to different ij due to ij's impatient and intemperate comments and procedural rigidity, in case involving concerns regarding respondent's mental stability.

| Complaint History |                                      |
|-------------------|--------------------------------------|
| 10/14/10          | Complaint referred to ACIJ           |
| 10/15/10          | Database entry created               |
| 03/18/11          | Complaint resolved per complaint 390 |



# Detail

**Complaint Number:** 394

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/14/10

**Current ACIJ**  
Burr, Sarah M.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
10/15/10

**Past ACIJ:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** In (b) (6) R's Attorney alleges Ij's lengthy adjournments in these 2 cases demonstrate bias, are retaliatory and constitute an abuse of power.

| Complaint History |  |
|-------------------|--|
| 10/15/10          | ACIJ faxed complaint to OCIJ                           |
| 10/15/10          | ACIJ responds to source, no misconduct found.          |
| 10/15/10          | Complaint dismissed because it cannot be substantiated |
| 10/15/10          | Database entry created                                 |



# Detail

**Complaint Number:** 395

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/19/10

**Current ACIJ**  
Smith, Gary W.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Oral counseling

**Final Action Date**  
10/20/10

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)   |
|--------------|----------------------|-----------------------|
| (b)(6)       | Out-of-court conduct | DHS (b)(6) and (b)(7) |

**Complaint Narrative:** Ex parte conversation with Assistant Chief Counsel on pending case with pressure to agree to a grant of relief by stipulation.

| Complaint History |  |
|-------------------|--|
| 10/20/10          | Forwarded email onto IJ and told him to return the case for reassignment |
| 10/20/10          | Oral counseling  |
| 10/21/10          | Contacted CA to ensure case was reassigned                               |
| 10/21/10          | Database entry created   |



# Detail

**Complaint Number:** 396

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/20/10

**Current ACIJ**

Dean, Larry R.

**Base City**

(b)(6)

**Status**

CLOSED

**Final Action**

Oral counseling

**Final Action Date**

11/01/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** In (b)(6), BIA finds ij pretermitted on motion for continuance and remands for consideration of Hashmi. Allegations on appeal by R's counsel of intemperate conduct as well.

| Complaint History |   |
|-------------------|---|
| 10/21/10          | Complaint referred to ACIJ  |
| 10/21/10          | Database entry created  |
| 10/27/10          | ROP sent to ACIJ  |
| 01/06/11          | Draft suspension sent to ELR. Not acted on due to timing with other matters |
| 11/01/11          | Oral counseling   |



# Detail

**Complaint Number:** 397

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/22/10

**Current ACIJ**  
Stockton, Bette K.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it was disproven

**Final Action Date**  
11/19/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)             | Complaint Source(s)                    |
|--------------|---------------------------------|--|
| (b)(6)       | Due process<br>In-court conduct | Respondent Atty (b) (6)<br><br>(b) (6) |

**Complaint Narrative:** Attorney alleges she and client treated in disrespectful & unprofessional manner; IJ essentially forced respondent to have husband file visa petition so IJ would not have to adjudicate asylum case.

| Complaint History |  |
|-------------------|--|
| 10/25/10          | Database entry created                       |
| 10/27/10          | ACIJ listened to the record & took notes     |
| 11/02/10          | ACIJ discussed the complaint with the IJ     |
| 11/19/10          | Complaint dismissed because it was disproven |





# Detail

**Complaint Number:** 398

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 10/18/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
12/23/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s)  | Complaint Source(s)             |
|--------------|----------------------|---------------------------------|
| (b)(6)       | Out-of-court conduct | Other (b) (6)<br><b>(b) (6)</b> |

**Complaint Narrative:** IJ spoke with attorney about possible ways of presenting an asylum case. IJ also asked that the atty represent a person before USCIS and then "manipulated" the bar complaint process against the attorney.

| Complaint History |  |
|-------------------|--|
| 10/20/10          | EOIR requested additional information from source          |
| 10/27/10          | Database entry created                                     |
| 01/06/11          | Complaint referred to OPR                                  |
| 05/26/11          | OPR initiated an inquiry                                   |
| 06/27/11          | Extension granted for response until 7/25/11               |
| 12/23/11          | Complaint dismissed because it cannot be substantiated     |
| 12/23/11          | OPR closed its investigation without taking further action |





# Detail

**Complaint Number:** 399

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 01/14/09

**Current ACIJ**  
Bartolomei, Richard J.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
01/30/09

**Past ACIS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | Due process         | EOIR                |

**Complaint Narrative:** In (b) (6) BIA remands to a different judge, noting ij's numerouse questions and lengthy exchanges with respondent.

| Complaint History |  |
|-------------------|--|
| 01/30/09          | Complaint dismissed because it cannot be substantiated |
| 11/01/10          | Database entry created                                 |



# Detail

**Complaint Number:** 400

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/02/10

**Current ACIJ**  
Smith, Gary W.  
**Past ACIJS:**

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Written counseling

**Final Action Date**  
01/05/11

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s) |
|--------------|---------------------|---------------------|
| (b)(6)       | In-court conduct    | BIA                 |

**Complaint Narrative:** In (b) (6), BIA remands to different ij stating ij's language "unnecessarily harsh or intemperate".

| Complaint History |  |
|-------------------|--|
| 11/03/10          | ACIJ requests IJ's perspective on the case, due 11/24/10 |
| 11/03/10          | Database entry created                                   |
| 11/03/10          | ROP obtained for ACIJ                                    |
| 12/27/10          | ACIJ recieves IJ response                                |
| 01/05/11          | Written counseling                                       |



# Detail

**Complaint Number:** 401

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/08/10

**Current ACIJ**  
Dufresne, Jill H.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
02/28/11

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)               |
|--------------|---------------------|-----------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b)(6)<br>(b) (6) |

**Complaint Narrative:** Attorney alleges the IJ has a personal and conflicting interest in the outcome of case that (b)(6) is involved with and cannot be impartial. IJ has denied complainant's husband's application for relief three times following BIA remands.

| Complaint History |  |
|-------------------|--|
| 11/08/10          | Complaint referred to ACIJ                             |
| 11/08/10          | Database entry created                                 |
| 02/28/11          | Complaint dismissed because it cannot be substantiated |



# Detail

**Complaint Number:** 402

**Immigration Judge:** (b)(6)

**Complaint Received Date:** 11/04/10

**Current ACIJ**  
Dean, Larry R.

**Base City**  
(b) (6)

**Status**  
CLOSED

**Final Action**  
Complaint dismissed because it cannot be substantiated

**Final Action Date**  
11/24/10

**Past ACIJS:**

| A-Numbers(s) | Complaint Nature(s) | Complaint Source(s)                |
|--------------|---------------------|------------------------------------|
| (b)(6)       | In-court conduct    | Respondent Atty (b) (6)<br>(b) (6) |

**Complaint Narrative:** Attorney alleges IJ made false statements about her in open court that counsel was subject to EOIR dicipline. Counsel asserts this is untrue and caused her professional harm.

| Complaint History |  |
|-------------------|--|
| 11/05/10          | Complaint referred to ACIJ                             |
| 11/08/10          | Database entry created                                 |
| 11/24/10          | Complaint dismissed because it cannot be substantiated |