

Falls Church, Virginia 22041

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File: D2005-095

Date: SEP 10 2013

In re: DOROTHEA P. KRAEGER, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

ON BEHALF OF DHS: Catherine M. O'Connell, Disciplinary Counsel

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

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

On April 8, 2005, the Supreme Court of Arizona issued an order suspending the respondent from the practice of law, effective March 23, 2005, pending final disposition of disciplinary proceedings. Consequently, on May 3, 2005, the DHS initiated disciplinary proceedings against the respondent and petitioned for the respondent's immediate suspension from practice before the DHS. Therefore, on June 2, 2005, we suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding.

On March 14, 2006, the Supreme Court of Arizona suspended the respondent from the practice of law for four years, retroactive to March 23, 2005. On May 16, 2006, the Virginia State Bar Disciplinary Board issued an order and opinion suspending the respondent from the practice of law for four years, commencing on April 28, 2006. On January 28, 2008, the Supreme Court of Georgia suspended the respondent from the practice of law, until she provides proof that she has been reinstated to the practice of law in Arizona. The respondent has not been reinstated to the practice of law in Arizona, Virginia, or Georgia. The DHS Disciplinary Counsel thereafter filed a Notice of Intent to Discipline.

The respondent was required to file a timely answer to the allegations contained in the Notice of Intent to Discipline. 8 C.F.R. § 1003.105 (2013); 8 C.F.R. § 292.3(e). The respondent's failure to file a response within the time period prescribed in the Notice constitutes an admission of the allegations therein, and the respondent is now precluded from requesting a hearing on the matter. 8 C.F.R. § 1003.105(2013); 8 C.F.R. § 292.3(e).

The Notice of Intent to Discipline proposes that the respondent be suspended from practice for four years before the DHS, and the Disciplinary Counsel for EOIR asks that we extend that discipline to practice before the Board and Immigration Courts as well. As the respondent failed to file a timely answer, the regulations direct us to adopt the proposed sanction contained in the Notice, unless there are considerations that compel us to digress from that proposal. 8 C.F.R. § 1003.105(2013); 8 C.F.R. § 292.3(e).

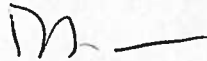
Since the proposed sanction is appropriate in light of the fact that the respondent is subject to final orders of suspension issued by the Supreme Court of Arizona, the Virginia State Bar Disciplinary Board, and the Supreme Court of Georgia, and as the respondent did not notify the DHS concerning the discipline in Arizona, Virginia, and Georgia, 8 C.F.R. § 292.3(c)(4), we will honor it. Accordingly, we hereby suspend the respondent from practice before the Board, the Immigration Courts, and the DHS, for four years. As the respondent is currently under our June 2, 2005, order of suspension, we will deem the respondent's suspension to have commenced on that date.

ORDER: The Board hereby suspends the respondent from practice before the Board, the Immigration Courts, and the DHS, for four years.

FURTHER ORDER: The respondent is instructed to maintain compliance with the directives set forth in our prior order. The respondent is also instructed to notify the Board of any further disciplinary action against her.

FURTHER ORDER: The respondent may petition this Board for reinstatement to practice before the Board, Immigration Courts, and DHS under 8 C.F.R. § 1003.107(2013).

FURTHER ORDER: As the Board earlier imposed an immediate suspension order in this case, today's order of the Board becomes effective immediately. 8 C.F.R. § 1003.105(d)(2)(2013).



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FOR THE BOARD