



Detail

Complaint Number: 1

Immigration Judge: (b)(6)

Complaint Received Date: 03/10/10

Current ACIJ
Stockton, Bette K.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
03/11/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Duc process	Respondent (b) (6) (b) (6)

Complaint Narrative: Complainant alleges IJ is biased against her and requests a change of venue to ensure a fair hearing.

Complaint History	
06/26/08	Alleged conduct occurred
03/10/10	ACIJ reviews DAR recording.
03/10/10	Complaint referred to ACIJ
03/11/10	ACIJ notifies complainant that there is no evidence the IJ acted inappropriately.
03/11/10	Complaint dismissed because it cannot be substantiated
03/30/10	Database entry created



Detail

Complaint Number: 2

Immigration Judge: (b)(6)

Complaint Received Date: 03/10/10

Current ACIJ

Sukkar, Elisa M.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

03/18/10

Past ACLIS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias In-court conduct Incapacity Legal	DHS (b)(6) and (b)(7) (b)(6) and (b)(7)

Complaint Narrative: Complainant alleges IJ is emotionally unstable, very abusive, not impartial, and not suited to sit as an IJ. Alleges national origin discrimination.

Complaint History	
07/23/09	Alleged conduct occurred
03/10/10	Complaint referred to ACIJ
03/10/10	Emailed complainant via conduct mailbox; complaint received and will be looked into.
03/18/10	Oral counseling - IJ given 30 days to respond concerning complaint
03/30/10	Database entry created
04/07/10	IJ submitted written response to complaint
04/13/10	Complaint closed - ACIJ provided counseling and matter has been addressed
04/13/10	Complaint dismissed because it cannot be substantiated
07/25/10	Source contacted ACIJ with his dis-satisfaction with the resolution



Detail

Complaint Number: 3

Immigration Judge: (b)(6)

Complaint Received Date: 03/16/10

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/27/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA found the IJ erred in not granting a continuance to allow the R to be evaluated for mental competency; also made intemperate remarks on the record in [redacted] oral decision.

Complaint History	
03/18/08	Alleged conduct occurred
01/06/10	Follow up at PWP meeting concerning behavior
03/16/10	Complaint referred to ACIJ
03/16/10	ROP requested from BIA
03/30/10	Database entry created
05/26/10	per ACIJ ROP still not received from BIA
05/27/10	Oral counseling - counseling on judicial demeanor and language



Detail

Complaint Number: 4

Immigration Judge: (b)(6)

Complaint Received Date: 03/15/10

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
03/15/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- complainant requests CIJ's assistance with his request for a motion to recuse filed with the IJ.

Complaint History	
07/22/02	Alleged conduct occurred
03/15/10	Complaint dismissed as merits-related
03/15/10	Complaint dismissed due to the complainant's failure to state a claim
03/15/10	Complaint referred to ACIJ
03/30/10	Database entry created
06/01/10	Complaint re-opened - Source sent another Motion to recuse
06/01/10	Complaint referred to ACIJ - New letter forwarded on
06/02/10	ACIJ responded to 2nd request for a motion to recuse



Detail

Complaint Number: 5

Immigration Judge: (b)(6)

Complaint Received Date: 03/06/10

Current ACIJ
Fong, Thomas Y. K.

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)	Due process	Third party (b) (6) (b) (6)

Complaint Narrative: Complainant alleges IJ failed to give (b) (6) a fair hearing and strongly discouraged proceeding pro se.

Complaint History	
01/07/10	Alleged conduct occurred
03/08/10	Complaint referred to ACIJ
03/11/10	ROP requested for review
03/30/10	Database entry created
05/28/10	Further info obtained from IJ
06/03/10	ACIJ responds to source
06/03/10	Complaint dismissed due to the complainant's failure to state a claim
06/03/10	Oral counseling - regarding procedures and why such a long continuance was granted



Detail

Complaint Number: 6

Immigration Judge: (b)(6)

Complaint Received Date: 03/03/10

Current ACIJ
Dean, Larry R.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Written counseling

Final Action Date
03/24/10

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

Complaint Narrative: (b) (6) -- IJ's decision inadequate for meaningful appellate review; IJ erred by granting withholding of removal to an unspecified country and failing to order R removed. DHS alleges IJ prohibited examination about R's prior application for immigration benefits and marriages.

Complaint History	
05/01/08	Alleged conduct occurred
03/03/10	Complaint referred to ACIJ
03/24/10	Written counseling
03/30/10	Database entry created



Detail

Complaint Number: 7

Immigration Judge: (b)(6)

Complaint Received Date: 02/26/10

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 Legal	BIA EOIR

Complaint Narrative: (b) (6) -- BIA finds that IJ erred by concluding R was not eligible for relief. BIA notes that transcript indicated IJ addressed R's attorney with intemperate tone; however, did not impact outcome of hearing. ACIJ determined IJ acted inappropriately.

Complaint History	
06/18/08	Alleged conduct occurred
02/26/10	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR - along with (b) (6)
03/30/10	Database entry created
04/23/10	OPR initiates investigation and requests written response from IJ.
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: 8

Immigration Judge: (b)(6)

Complaint Received Date: 03/01/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
03/15/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- on remand from BIA, IJ's new adverse credibility finding based on factors BIA still finds insufficient and clearly erroneous. Remand to different IJ.

Complaint History	
08/20/08	Alleged conduct occurred
03/01/10	Complaint referred to ACIJ
03/15/10	Complaint dismissed as merits-related - IJ acted appropriately.
03/30/10	Database entry created



Detail

Complaint Number: 9

Immigration Judge: (b)(6)

Complaint Received Date: 02/26/10

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
04/01/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- R alleges on appeal that IJ went on and off the record without notice and based (b) (6) removal decision on impermissible factors. BIA finds no reason to disturb IJ's decision.

Complaint History	
07/14/08	Alleged conduct occurred
03/01/10	Complaint referred to ACIJ
03/30/10	Database entry created
03/31/10	ACIJ coordinating meeting with ij
04/01/10	Oral counseling - ACIJ counseled IJ to not go off the record



Detail

Complaint Number: 10

Immigration Judge: (b)(6)

Complaint Received Date: 02/25/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
03/07/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - on appeal, R requested case be assigned to new IJ because IJ had worked on it while at DHS; BIA vacated & remanded to new IJ.

Complaint History	
06/03/09	Alleged conduct occurred
02/25/10	Complaint referred to ACIJ
02/25/10	ROP requested.
02/26/10	ACIJ requests IJ's point of view.
03/05/10	IJ responds to ACIJ in writing.
03/07/10	ACIJ reviews response with IJ.
03/07/10	Complaint dismissed as merits-related - IJ did not remember the case and was not alerted by either party prior to appeal.
03/07/10	Oral counseling - ACIJ used incident to proactively discuss issues of recusal with IJ.
03/30/10	Database entry created



Detail

Complaint Number: 11

Immigration Judge: (b)(6)

Complaint Received Date: 02/25/10

Current ACIJ
Stockton, Bette K.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/11/10

Past ACIJS:

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

Complaint Narrative: (b) (6), BIA finds IJ made irrelevant & injudicious remarks in midst of decision; vacated & remanded to new IJ.

Complaint History	
06/12/09	Alleged conduct occurred
02/25/10	Complaint referred to ACIJ
02/25/10	ROP requested.
03/30/10	ACIJ email to IJ concerning his handling of the case
03/30/10	Database entry created
05/11/10	Oral counseling - IJ expressed his work is suffering due to high caseload
05/12/10	ACIJ sent follow up to earlier conversation about his handling of cases



Detail

Complaint Number: 12

Immigration Judge: (b)(6)

Complaint Received Date: 01/11/10

Current ACIJ
Smith, Gary W.

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)	Bias In-court conduct Out-of-court conduct	Respondent Atty (b) (6) (b) (6)

Complaint Narrative: Complainant alleges IJ has long-running and deep-seated bias against her, possibly motivated by racial and gender-based animus.

Complaint History	
01/19/10	Complaint referred to ACIJ
01/20/10	ACIJ meets with complainant.
02/19/10	ACIJ requests IJ provide his perspective.
02/25/10	IJ responds in writing to ACIJ.
03/05/10	ACIJ writes to complainant, finding that IJ acted appropriately.
03/09/10	Alleged conduct occurred - Retaliation, ongoing concerns
03/24/10	ACIJ Keller responds that the complaint is being reviewed.
03/30/10	Database entry created
06/14/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 13

Immigration Judge: (b)(6)

Complaint Received Date: 02/01/10

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it was disproven

Final Action Date
06/22/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: Complainant alleges that during a hearing for his mother, the IJ rebuked and defamed his character and that of his brother in open court, based on misinformation from an immigration court clerk.

Complaint History	
10/07/09	Alleged conduct occurred
02/04/10	Complaint referred to ACIJ
03/30/10	Database entry created
06/22/10	Complaint dismissed because it was disproven
06/23/10	ACIJ notified source of his findings in the complaint
02/14/11	Complainant dissatisfaction w/ resolution of complaint, ACIJ consulting with OGC



Detail

Complaint Number: 14

Immigration Judge: (b)(6)

Complaint Received Date: 01/25/10

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/14/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Duc process Legal	Media Third party (b) (6) (b) (6)

Complaint Narrative: In (b) (6) complainant alleges IJ did not provide a fair hearing by "passing judgment on (b) (6) feelings rather than the facts or the law."

Complaint History	
02/01/02	Alleged conduct occurred
01/26/10	Complaint referred to ACIJ
02/18/10	Additional press coverage forwarded to ACIJ.
02/26/10	ROP requested to be sent to ACIJ.
03/02/10	ROP retrieved from Seattle under review
03/30/10	Database entry created
05/13/10	Response letter sent to source
05/14/10	Complaint dismissed as merits-related



Detail

Complaint Number: 15

Immigration Judge: (b)(6)

Complaint Received Date: 02/24/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Training

Final Action Date
04/12/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA finds that IJ continues to repeat many of the same errors (b) (6) made in earlier decision.

Complaint History	
12/30/08	Alleged conduct occurred
02/25/10	ACIJ requests IJ's point of view.
02/25/10	Complaint referred to ACIJ
03/01/10	Training From: 2010-04-12 To: 2010-04-12 - IJ to attend asylum law refresher with ACIJ Romig via videoconference.
03/30/10	Database entry created
04/12/10	Training
04/12/10	Training attended



Detail

Complaint Number: 16

Immigration Judge: (b)(6)

Complaint Received Date: 02/04/10

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/25/10

Past ACIJS:

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

Complaint Narrative: (b) (6) IJ directed respondent and her witness to "focus" and "concentrate" on the questions and their responses and said "I don't have time for your confusion"; however, BIA finds no intimidation or inappropriate language.

Complaint History	
04/24/08	Alleged conduct occurred
02/04/10	Complaint referred to ACIJ
03/30/10	Database entry created
05/25/10	Oral counseling - IJ advised to refrain from making statements that are belittling/could be interpreted as belittling



Detail

Complaint Number: 17

Immigration Judge: (b)(6)

Complaint Received Date: 01/13/10

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/25/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ used inappropriate language in (b) (6) decision, but BIA found the hearing was fair.

Complaint History	
03/17/08	Alleged conduct occurred
01/13/10	Complaint referred to ACIJ
01/25/10	Oral counseling
03/30/10	Database entry created



Detail

Complaint Number: 18

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)	Due process In-court conduct	BIA

Complaint Narrative: (b)(6) - comments indicate IJ may have prejudged case; inappropriate comments during oral decision; decision doesn't adequately present basis for legal conclusions; remand to different IJ.

Complaint History	
10/06/08	Alleged conduct occurred
01/13/10	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR - Along with (b)(6)
03/30/10	Database entry created
04/23/10	OPR initiates investigation and request written response from IJ.
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: 19

Immigration Judge: (b)(6)

Complaint Received Date: 01/29/10

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)	Due process In-court conduct	BIA

Complaint Narrative: (b) (6) -- IJ raised 5th Amendment incrimination issues in an intimidating manner prior to testimony, and during oral decision made inappropriate comments about the appellate process and cases unrelated to the R. Remand to different IJ.

Complaint History	
06/18/09	Alleged conduct occurred
02/01/10	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR - Along with (b) (6)
03/30/10	Database entry created
04/23/10	OPR initiates investigation and request written response from IJ.
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: 20

Immigration Judge: (b)(6)

Complaint Received Date: 01/13/10

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
04/01/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges a heated verbal exchange with the IJ which will lead the IJ to be biased against the complainant and client. Requests recusal.

Complaint History	
11/23/09	Alleged conduct occurred
01/13/10	Complaint referred to ACIJ
03/09/10	ACIJ forwarded to OCIJ.
03/30/10	Database entry created
04/01/10	ACIJ responded to source expressing concerns with his conduct and unsubstantiated assertions.
04/01/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 21

Immigration Judge: (b)(6)

Complaint Received Date: 01/13/10

Current ACIJ

Burr, Sarah M.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

03/17/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ conspired to discriminate against him.

Complaint History	
09/04/09	Alleged conduct occurred
02/22/10	ACIJ acknowledged receipt, stated that she would review case.
03/17/10	ACIJ resends letter to (b) (6) County Jail to complainant.
03/17/10	Complaint dismissed because it cannot be substantiated
03/17/10	EOIR letter from Feb had been returned as undeliverable.
03/17/10	Oral counseling - ACIJ counseled about some of the blunt language used
03/30/10	Database entry created



Detail

Complaint Number: 22

Immigration Judge: (b)(6)

Complaint Received Date: 11/06/09

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Written reprimand

Final Action Date

02/23/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) on appeal, R raised questions about fairness of IJ's conduct of hearing. BIA agrees and remands to a different IJ.

Complaint History	
04/09/09	Alleged conduct occurred
11/06/09	Complaint referred to ACIJ
02/23/10	Written reprimand From: 2010-02-23 To: 2010-02-23
03/31/10	Database entry created



Detail

Complaint Number: 23

Immigration Judge: (b)(6)

Complaint Received Date: 01/05/10

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

Base City
(b) (6)

Status
CLOSED

Final Action
Training

Final Action Date
03/16/10

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

Complaint Narrative: Complainant alleges IJ violated Ethics Advisory Canons & improperly accepted a gift; 5 CFR 2635.201-205.

Complaint History	
12/12/09	Alleged conduct occurred
01/05/10	ACIJ forwards letter to OCIJ.
01/05/10	OCIJ forwards letter to EOIR Ethics.
01/14/10	Complaint referred to OIG
02/02/10	OIG referred complaint back to EOIR for management action
02/02/10	OIG's action was referred to the ACIJ
02/16/10	EOIR Ethics preparing memo to be sent to IJ.
02/23/10	EOIR Ethics -- conclusion: IJ did not violate ethics regs; recommendation: supplemental training.
03/16/10	Training - Reviewed Ethics for Immigration Judges
03/31/10	Database entry created



Detail

Complaint Number: 24

Immigration Judge: (b)(6)

Complaint Received Date: 11/05/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
05/12/10

Past ACIJS:

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

Complaint Narrative: On follow-up to complaint of 10/21/09 that was never received, complainant alleges IJ was biased during her client's hearing on 8/18/09.

Complaint History	
08/18/09	Alleged conduct occurred
11/06/09	Complaint referred to ACIJ
01/20/10	ACIJ spoke with ij and is drafting letter to attorney
01/20/10	Complaint referred to ACIJ - Notified ACIJ attorney called to follow up on complaint
03/31/10	Database entry created
04/21/10	Communication received - Source writes to CIJ requesting resolution.
04/28/10	ACIJ/CP emails atty to advise response forthcoming.
04/28/10	Duplicate entry
05/07/10	ACIJ responds to source she will receive a resolution by the end of next week.
05/12/10	ACIJ responds to source finding no misconduct by the IJ.
05/12/10	Complaint dismissed because it cannot be substantiated - ACIJ finds no support for the complaint.
05/28/10	Communication received - Additional letter sent concerning of the ACIJ's decision



Detail

Complaint Number: 25

Immigration Judge: (b)(6)

Complaint Received Date: 12/15/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Decision - suspension

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)

Complaint Narrative: ACIJ Dean found female attorney crying in hallway; said IJ had spoken to her inappropriately and threw papers at her.

Complaint History	
12/15/09	Alleged conduct occurred
03/29/10	Consulting with ELR
03/31/10	Database entry created
05/03/10	Consulting with ELR - Suspension in draft
08/06/10	IJ's detail to the Board begins 8/9/10
10/22/10	Proposed suspension 14 days
10/26/10	IJ response extended to 12/6/10
12/16/10	IJ response received
03/01/11	Decision - suspension 14 days From: 2011-03-04 To: 2011-03-17 - DCIJ upholds 14 day suspension



Detail

Complaint Number: 26

Immigration Judge: (b)(6)

Complaint Received Date: 11/03/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
06/01/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ violated his right to a fair hearing by making evidentiary rulings without explaining or giving the complainant an opportunity to present arguments.

Complaint History	
10/30/09	Alleged conduct occurred
11/12/09	Complaint referred to ACIJ
03/31/10	Database entry created
06/01/10	ACIJ contacted source that his complaint cannot be substantiated
06/01/10	Complaint dismissed because it cannot be substantiated - It was determined the IJ made the correct ruling base upon the record before (b) (6)



Detail

Complaint Number: 27

Immigration Judge: (b)(6)

Complaint Received Date: 01/06/10

Current ACIJ

Sukkar, Elisa M.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

01/11/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ made comments that were brusque and unnecessary, but R was not prejudiced.

Complaint History	
03/20/08	Alleged conduct occurred
01/06/10	Complaint referred to ACIJ
01/11/10	Oral counseling
01/25/10	ACIJ reviewed case during IJ's PWP review
03/31/10	Database entry created



Detail

Complaint Number: 28

Immigration Judge: (b)(6)

Complaint Received Date: 01/07/10

Current ACIJ
Sukkar, Elisa M.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/11/10

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

Complaint Narrative: (b) (6) - IJ used an inappropriate tone and spoke of matters not germane to the case, but no due process violation.

Complaint History	
10/23/08	Alleged conduct occurred
01/07/10	Complaint referred to ACIJ
01/11/10	Oral counseling - Performance
03/31/10	Database entry created



Detail

Complaint Number: 29

Immigration Judge: (b)(6)

Complaint Received Date: 01/06/10

Current ACIJ
Griswold, Stephen S.

Base City
(b) (6)

Status
CLOSED

Final Action
Written counseling

Final Action Date
02/18/10

Past ACIJS:

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

Complaint Narrative: (b) (6) BIA finds that IJ relied on 3rd party evidence in deciding case; remanded to new IJ.

Complaint History	
02/06/09	Alleged conduct occurred
01/06/10	Complaint referred to ACIJ
01/26/10	Oral counseling - Performance
02/18/10	Written counseling - Written follow-up to performance counseling
03/31/10	Database entry created



Detail

Complaint Number: 30

Immigration Judge: (b)(6)

Complaint Received Date: 12/02/09

Current ACIJ
Griswold, Stephen S.

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)	Due process	BIA

Complaint Narrative: (b) (6). During hearing, removability conceded; however, audio tapes cannot be located. IJ made comments that may be construed as prejudgment.

Complaint History	
01/02/08	Alleged conduct occurred
12/03/09	Complaint referred to ACIJ
01/26/10	Oral counseling - Performance
02/18/10	Written counseling - Written follow up to Performance Counseling.
03/31/10	Database entry created



Detail

Complaint Number: 31

Immigration Judge: (b)(6)

Complaint Received Date: 12/11/09

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
12/17/09

Past ACIJS:

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

Complaint Narrative: (b) (6), BIA acknowledges respondent's allegation on appeal that IJ yelled at him inappropriately; however, BIA finds no evidence of inappropriate behavior in the record and dismisses the appeal.

Complaint History	
09/10/09	Alleged conduct occurred
12/11/09	Complaint referred to ACIJ
12/16/09	ROP requested and DAR recording reviewed.
12/17/09	Complaint dismissed because it cannot be substantiated - Allegation of yelling unsubstantiated by the record.
02/17/10	ACIJ wrote to BIA, indicating that allegation of yelling unsubstantiated by record.
03/31/10	Database entry created



Detail

Complaint Number: 32

Immigration Judge: (b)(6)

Complaint Received Date: 11/30/09

Current ACIJ
O'Leary, Brian M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
01/28/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Legal	Circuit Court -- 4th Media

Complaint Narrative: The 4th Cir. criticized several cases decided by the IJ.

Complaint History	
04/04/07	Alleged conduct occurred
11/30/09	Complaint referred to ACIJ
01/28/10	ACIJ determined legal error.
01/28/10	Complaint dismissed as merits-related
03/31/10	Database entry created



Detail

Complaint Number: 33

Immigration Judge: (b)(6)

Complaint Received Date: 12/11/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Due process Legal	BIA Circuit Court -- 9th

Complaint Narrative: (b) (6) -- in light of 9th Cir. Order, BIA finds that the record does not reflect that a denial of asylum in the exercise of discretion is warranted. BIA's 3/25/05 decision is vacated.

Complaint History	
11/10/03	Alleged conduct occurred
12/11/09	ACIJ reviewed ROP & Circuit decision
12/11/09	Complaint referred to ACIJ
01/13/10	Complaint concluded -- corrective action already taken
01/13/10	Oral counseling - During 6 month PWP meeting, ij was receptive and acknowledged errors.
03/16/10	COV granted to (b) (6)
03/31/10	Database entry created



Detail

Complaint Number: 34

Immigration Judge: (b)(6)

Complaint Received Date: 12/02/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process	BIA Circuit Court -- 9th Media

Complaint Narrative: (b) (6) -- 9th Cir. Criticizes IJ for denying respondent a fair hearing by prejudicing her ability to present evidence in support of her application for cancellation of removal. BIA vacated prior Board decisions and record is remanded before a different judge.

Complaint History	
01/14/05	Alleged conduct occurred
12/02/09	Complaint referred to ACIJ
01/13/10	Oral counseling - Performance
03/31/10	Database entry created
05/03/10	Amended Circuit Decision issued, fn 2 removed, not relevant to ij conduct.
05/03/10	Complaint closed



Detail

Complaint Number: 35

Immigration Judge: (b)(6)

Complaint Received Date: 12/09/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
01/20/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges that IJ was improperly appointed, affecting the legality of his hearing.

Complaint History	
12/03/07	Alleged conduct occurred
12/09/09	Complaint referred to ACIJ
01/20/10	Complaint dismissed due to the complainant's failure to state a claim
01/20/10	Response sent to complainant.
03/31/10	Database entry created



Detail

Complaint Number: 36

Immigration Judge: (b)(6)

Complaint Received Date: 12/09/09

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
12/17/09

Past ACIJS:

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

Complaint Narrative: Complainant alleges her client's right to due process was violated when the IJ misplaced hearing tapes.

Complaint History	
12/09/09	Alleged conduct occurred
12/09/09	Complaint referred to ACIJ
12/17/09	ACIJ explained to complainant that IJ acted appropriately.
12/17/09	Complaint dismissed because it cannot be substantiated
12/17/09	Complaint dismissed due to the complainant's failure to state a claim
03/31/10	Database entry created



Detail

Complaint Number: 37

Immigration Judge: (b)(6)

Complaint Received Date: 11/08/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
01/04/10

Past ACIJ:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Duc process Legal Other: advocacy	Respondent Atty (b) (6) Third party (b) (6) (b) (6)

Complaint Narrative: Attorney characterizes IJ's decision as weak & inconsistent in format & substance w/ respect to (b) (6).

Complaint History	
06/08/09	Alleged conduct occurred
11/17/09	Forwarded congressional letter to ACIJ.
12/28/09	Forwarded to new ACIJ.
01/04/10	Complaint dismissed as merits-related
01/04/10	Complaint dismissed because it cannot be substantiated - IJ acted appropriately.
03/31/10	Database entry created



Detail

Complaint Number: 38

Immigration Judge: (b)(6)

Complaint Received Date: 01/29/10

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
resignation made action
unnecessary

Final Action Date
02/18/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ handled his case in an inappropriate manner.

Complaint History	
10/08/09	Alleged conduct occurred
02/01/10	Complaint referred to ACIJ
02/04/10	ACIJ requests ROP.
02/18/10	ACIJ responds to complainant.
02/18/10	ACIJ reviewed hearing tape and determined no bias or prejudice.
02/18/10	Complaint concluded -- IJ resignation made action unnecessary - 1/22/10
03/02/10	ACIJ's letter to complainant returned as undeliverable.
03/31/10	Database entry created



Detail

Complaint Number: 39

Immigration Judge: (b)(6)

Complaint Received Date: 11/10/09

Current ACIJ
Sukkar, Elisa M.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/26/10

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

Complaint Narrative: (b) (6) -- complainant alleges IJ exhibited inappropriate demeanor & appeared biased in court.

Complaint History	
10/28/09	Alleged conduct occurred
11/12/09	ACIJ sent copy to OCIJ.
11/17/09	Oral counseling
11/20/09	OPR requests tapes; complaint sent directly to OPR by complainant
12/08/09	Tapes sent to OPR
03/31/10	Database entry created
05/25/10	ACIJ sets up a meeting with the IJ
07/09/10	OPR closed its investigation without taking further action - OPR decided not to investigate this complaint
08/26/10	Oral counseling



Detail

Complaint Number: 40

Immigration Judge: (b)(6)

Complaint Received Date: 12/16/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/19/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Out-of-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: Alleged that IJ using (b)(6) title for threat, intimidation & personal benefit or pardon for (b) (6) and (b)(6) family.

Complaint History	
08/26/09	Alleged conduct occurred
12/16/09	EOIR requested additional information from source
12/22/09	Additional information requested from source received at EOIR
12/23/09	Consulted Ethics Officer.
12/23/09	Consulting with ELR
12/29/09	EOIR requested additional information from source
01/08/10	Additional information requested from source received at EOIR
01/11/10	Complaint referred to OIG
01/11/10	OIG referred complaint back to EOIR for management action
01/11/10	OIG's action was referred to the ACIJ
01/14/10	EOIR requested additional information from source - due to EOIR by 1/29/2010
01/28/10	Additional information requested from source received at EOIR
02/23/10	EOIR Ethics has contacted DOJ Ethics for review.
03/31/10	Database entry created
05/03/10	Dept Ethics opines on misuse
05/04/10	ACIJ doing follow up investigation



Detail

Complaint Number: 40

Immigration Judge: (b)(6)

Complaint Received Date: 12/16/09

Current ACIJ
Dufresne, Jill H.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/19/10

(b)(6)		(b) (6)	
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Complaint History	
06/07/10	Consulting with ELR
08/19/10	Complaint dismissed because it cannot be substantiated
08/19/10	Oral counseling



Detail

Complaint Number: 41

Immigration Judge: (b)(6)

Complaint Received Date: 12/08/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Training

Final Action Date
03/04/10

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

Complaint Narrative: Complainant alleges that since IJ's appointment to the juvenile docket in May 2009, the children and attorneys have faced overwhelming hostility, sarcasm & intimidation.

Complaint History	
12/02/09	Alleged conduct occurred
12/08/09	Complaint referred to ACIJ
01/28/10	Follow-up letter to ACIJ C/P
01/29/10	Communication with complainant
02/17/10	Oral counseling
02/24/10	From: 2010-02-24 To: 2010-02-24 - ORR/DUCS training on representation of detained unaccompanied minors
03/04/10	Training From: 2010-03-04 To: 2010-03-04 - Anger management training
03/17/10	ACIJ responds to complainant.
03/31/10	Database entry created



Detail

Complaint Number: 42

Immigration Judge: (b)(6)

Complaint Received Date: 12/03/09

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status

CLOSED

Final Action

Written counseling

Final Action Date

12/22/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA reverses denial of cancellation of removal, finding that IJ did not provide a sufficient basis to conclude that the respondent lacked good moral character.

Complaint History	
08/08/08	Alleged conduct occurred
12/03/09	Complaint referred to ACIJ
12/11/09	ACIJ asks IJ for written response.
12/21/09	IJ responds to ACIJ. Asserts BIA retaliation for IJ filing arbitration.
12/22/09	Written counseling - ACIJ counsels via email regarding record development, denies any knowledge of retaliatory action
03/31/10	Database entry created



Detail

Complaint Number: 43

Immigration Judge: (b)(6)

Complaint Received Date: 01/04/10

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
04/07/10

Past ACIS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Due process In-court conduct Incapacity	Respondent (b) (6) (b) (6)

Complaint Narrative: Complainant alleges that during his pro se hearing, the IJ engaged in misconduct, demonstrated a lack of professionalism, personal bias, incompetence, and otherwise unethical behavior, which denied the respondent a fair hearing.

Complaint History	
10/29/09	Alleged conduct occurred
01/05/10	Complaint referred to ACIJ
03/31/10	Database entry created
04/07/10	Complaint dismissed because it cannot be substantiated
04/07/10	Letter sent to source closing the complaint.



Detail

Complaint Number: 44

Immigration Judge: (b)(6)

Complaint Received Date: 11/06/09

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 In-court conduct	BIA

Complaint Narrative: (b) (6) -- IJ made [redacted] decision based on factor not germane to [redacted] analysis, fear of external criticism.

Complaint History	
10/02/08	Alleged conduct occurred
11/06/09	Complaint referred to ACIJ
11/09/09	Consulting with ELR
03/08/10	Complaint referred to OPR
03/31/10	Database entry created
04/23/10	OPR initiates investigation and requests written response from IJ.
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: 45

Immigration Judge: (b)(6)

Complaint Received Date: 12/04/09

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) -- IJ's "comments speak for themselves and cannot be endorsed by this Board."

Complaint History	
04/02/08	Alleged conduct occurred
11/23/09	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR - Along with (b) (6)
03/31/10	Database entry created
04/23/10	OPR initiates investigation and requests written response from IJ.
09/08/10	Complaint concluded -- IJ retirement made action unnecessary 09/15/10



Detail

Complaint Number: 46

Immigration Judge: (b)(6)

Complaint Received Date: 11/17/09

Current ACIJ
McGoings, Michael C.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/22/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ inappropriately refers to possible false testimony; 9th Cir. overturned IJ's adverse credibility finding, but BIA found no prejudice, bias, or lack of due process.

Complaint History	
08/06/08	Alleged conduct occurred
11/17/09	Complaint referred to ACIJ
01/22/10	Oral counseling - Comments were inappropriate, but were de minimus errors.
03/31/10	Database entry created



Detail

Complaint Number: 47

Immigration Judge: (b)(6)

Complaint Received Date: 11/19/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/27/10

Past ACIJS:

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

Complaint Narrative: (b)(6) -- failure to recuse after stating on the record that (b)(6) had a "vivid" recollection of the matter through (b)(6) service as a JLC.

Complaint History	
04/13/07	Alleged conduct occurred
11/19/09	Complaint referred to ACIJ
12/16/09	Initial discussion with IJ on the remand, ROP being reviewed
01/04/10	Subsequent Meeting scheduled by ACIJ with IJ concerning pre-judgment
01/27/10	Oral counseling - IJ explained (b)(6) was trying to avoid "dumping the case on another ij"
03/31/10	Database entry created



Detail

Complaint Number: 48

Immigration Judge: (b)(6)

Complaint Received Date: 12/03/09

Current ACIJ
Burr, Sarah M.

Base City
(b)(6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
12/03/09

Past ACIJS:

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

Complaint Narrative: (b)(6) -- transcript excerpt reveals borderline shortness of tone, but BIA found no clear error and did not address IJ's tone.

Complaint History	
12/15/08	Alleged conduct occurred
12/03/09	Complaint dismissed because it cannot be substantiated
12/03/09	Complaint referred to ACIJ
03/31/10	Database entry created



Detail

Complaint Number: 49

Immigration Judge: (b)(6)

Complaint Received Date: 11/09/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
12/08/09

Past ACIJS:

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

Complaint Narrative: Complainant alleged that IJ granted respondent more than 120 days voluntary departure, which was beyond what he had authority to grant.

Complaint History	
12/08/08	ACIJ discussed with IJ, who acknowledged action.
07/30/09	Alleged conduct occurred
12/08/09	
12/08/09	Oral counseling - IJ cautioned against "pragmatic" approaches lacking legal support.
03/31/10	Database entry created



Detail

Complaint Number: 50

Immigration Judge: (b)(6)

Complaint Received Date: 12/24/09

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Decision - suspension

Final Action Date

10/15/12

Past ACTJS:

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

Complaint Narrative: Complainant alleged that IJ maligned and exhibited hostility toward complainant's law firm, its attorney and clients. Also alleged improper intervention in a civil state court adoption proceeding involving an alien child and parent.

Complaint History	
10/17/09	Alleged conduct occurred
12/28/09	Complaint referred to ACIJ
01/15/10	Consulting with ELR
01/15/10	Consulting with EOIR Ethics.
02/25/10	Complaint referred to OIG
02/25/10	Complaint referred to OPR
03/08/10	IJ temporarily detailed to BIA pending OPR investigation.
03/31/10	Database entry created
04/15/10	IJ requests response from CIJ on complaint filed against ACIJ.
04/22/10	CIJ declines reconsideration of ACIJ action. Finds allegations against ACIJ unsubstantiated.
06/22/10	MTK communicates request for expedited OPR review
06/23/10	Ij detail to BIA extended for 120 days to 10/23/10
10/01/10	OPR conducts interview of IJ
10/29/10	Detail to BIA extended to 02/20/11
01/06/11	Additional allegations forwarded to OPR



Detail

Complaint Number: 50

Immigration Judge: (b)(6)

Complaint Received Date: 12/24/09

Current ACIJ
Dean, Larry R.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Decision - suspension

Final Action Date
10/15/12

(b)(6)		(b) (6)
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Complaint History

03/07/11	Per OPR Quarterly, interviews were conducted and report is being drafted.
06/13/11	Detail extended until 10/18/11
10/14/11	Detail extended for 120 days
11/21/11	OPR issues draft ROI finding professional misconduct
11/28/11	EOIR responds to OPR with no comment
01/04/12	Additional materials re: JLC forwarded to OPR
03/13/12	OPR advises it is finalizing the report
03/20/12	OPR finding of professional misconduct (b) (6)
04/05/12	ACIJ Communicates with IJ regarding medical evaluation
04/20/12	IJ's atty refuses Agency request
04/26/12	ACIJ directs further communication to Agency Counsel
08/01/12	Proposed suspension - CIJ issued proposed 30 day suspension
09/14/12	IJ agrees in principle to settlement; 30 day suspension in addition, part time return to bench
10/04/12	IJ has agreed to the terms of the settlement agreement - 30 days suspension
10/15/12	Decision - suspension 30 days From: 2012-10-15 To: 2012-11-14



Detail

Complaint Number: 51

Immigration Judge: (b)(6)

Complaint Received Date: 11/03/09

Current ACIJ

Dufresne, Jill H.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

09/22/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- respondents on appeal raise arguments challenging manner in which IJ conducted hearing; BIA remand.

Complaint History	
01/28/08	Alleged conduct occurred
11/04/09	Complaint referred to ACIJ
03/31/10	Database entry created
06/07/10	Consulting with ELR
09/22/10	Oral counseling



Detail

Complaint Number: 52

Immigration Judge: (b)(6)

Complaint Received Date: 04/02/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/04/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - the ij appeared to be impatient with the respondent's husband, however the ij's brusque questions did not interfere with the husband's presentation of his answers. The appeal is dismissed.

Complaint History	
06/28/08	Alleged conduct occurred
04/05/10	Complaint referred to ACIJ - ROP requested from BIA
04/05/10	Databasc cntry created
04/20/10	ACIJ request response from IJ
04/22/10	IJ responded to ACIJ.
05/04/10	Oral counseling - Spoke with IJ concerning the importance of not losing (b)(6) patience.



Detail

Complaint Number: 53

Immigration Judge: (b)(6)

Complaint Received Date: 03/26/10

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), IJ made unwarranted remarks about the respondent's motivation in marrying and the repondent's purported view of the U.S. laws. These statements cannot be endorsed by the Board.

Complaint History	
11/19/08	Alleged conduct occurred
04/05/10	Complaint referred to ACIJ - ROP requested
04/05/10	Database entry created
04/19/10	Complaint referred to OPR
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: 54

Immigration Judge: (b)(6)

Complaint Received Date: 04/02/10

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)	In-court conduct	BIA

Complaint Narrative: (b) (6), Case last before the Board on Nov 13, 2008, based upon the totality of circumstances, BIA grants the motion to reopen sua sponte and vacates the Nov 13, 2008 decision. The record is remanded for a new hearing.

Complaint History	
05/08/07	Alleged conduct occurred
04/05/10	Database entry created
05/07/10	Case transferred to new IJ
05/25/10	Complaint referred to ACIJ
05/30/10	ROP under review
06/11/10	Oral counseling



Detail

Complaint Number: 55

Immigration Judge: (b)(6)

Complaint Received Date: 03/17/10

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)	Legal	BIA

Complaint Narrative: In the (b) (6) - BIA finds ij did not comply with order or the 2nd Circuit to revisit the issue of the respondent's credibility.

Complaint History	
09/15/08	Alleged conduct occurred
03/17/10	Complaint referred to ACIJ
04/05/10	Database entry created
05/18/10	ACIJ drafted 2 day suspension letter
05/18/10	Consulting with ELR - being considered as part of the proposed suspension
06/25/10	Included originally in proposed suspension, then taken out.
07/29/10	Oral counseling
08/02/10	Written counseling



Detail

Complaint Number: 56

Immigration Judge: (b)(6)

Complaint Received Date: 03/17/10

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

06/08/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) - the record reflects that the ij was aware that [redacted] was dealing with an unaccompanied alien child. The respondent repeatedly requested an attorney, although the ij did grant several continuances, the minor respondent was the recipient of intemperate comments.

Complaint History	
06/10/08	Alleged conduct occurred
03/17/10	Complaint referred to ACIJ
03/18/10	ACIJ requesting record.
04/05/10	Database entry created
05/06/10	ACIJ reviewing ROP
06/08/10	Oral counseling



Detail

Complaint Number: 57

Immigration Judge: (b)(6)

Complaint Received Date: 03/19/10

Current ACIJ

Dufresne, Jill H.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

09/22/10

Past ACTJS:

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

Complaint Narrative: Ij inappropriately delayed a decision on a timley motion to withdraw as attorney and also defamed the attorney in open court.

Complaint History	
03/19/10	Alleged conduct occurred
03/19/10	Complaint referred to ACIJ
04/05/10	Database entry created
06/07/10	Consulting with ELR
09/22/10	Oral counseling



Detail

Complaint Number: 58

Immigration Judge: (b)(6)

Complaint Received Date: 03/19/10

Current ACIJ

Burr, Sarah M.

Base City

(b)(6)

Status

CLOSED

Final Action

ACIJ decision

Final Action Date

03/31/10

Past ACIJS:

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

Complaint Narrative: Ij yelled at a clerk, (b)(6), during a master calendar hearing because she did not make a good copy.

Complaint History	
03/18/10	Alleged conduct occurred
03/23/10	ACIJ notified OCIJ about the incident
03/24/10	EOIR requested additional information from source - ACIJ met with (b)(6), the Trial Attorney, who does not believe the the IJ yelled at the clerk.
03/31/10	ACIJ decision detailed to BIA - Ij detailed to BIA until 7/6/10 due to intemperate behavior on the bench.
04/05/10	Database entry created
04/06/10	Error in adding information
06/24/10	Detail extended for 120 days to 11/4/10



Detail

Complaint Number: 59

Immigration Judge: (b)(6)

Complaint Received Date: 03/26/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
04/07/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -on appeal BIA concludes the ij erred in determining that the respondent failed to demonstrate exceptional and extremely unusual hardship to her US children.

Complaint History	
02/17/09	Alleged conduct occurred
04/04/10	Complaint referred to ACIJ - ROP requested
04/05/10	Database entry created
04/06/10	ACIJ contacts ij for his input concerning the case.
04/07/10	Complaint dismissed as merits-related - ACIJ consults with ij concerning adverse credibility determinations and his approach.
04/07/10	Ij responds to ACIJ



Detail

Complaint Number: 60

Immigration Judge: (b)(6)

Complaint Received Date: 03/24/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
04/05/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Duc process	BIA Circuit Court -- 6th

Complaint Narrative: Circuit Court criticizes judge noting concerns about the impartiality of proceedings. Judge Boggs had a strong dissenting opinion.

Complaint History	
03/24/10	Complaint referred to ACIJ
04/05/10	Complaint dismissed as merits-related - ACIJ did not find any basis to take action and recommends complaint be closed.
04/06/10	Database entry created



Detail

Complaint Number: 61

Immigration Judge: (b)(6)

Complaint Received Date: 03/17/10

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

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/27/10

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

Complaint Narrative: (b)(6) based on new evidence being presented the case is reopened sua sponte by BIA. In addition, after review of the transcript the ij appeared to be short with the respondent, government counsel and disparaged the Board.

Complaint History	
03/17/10	Complaint referred to ACIJ - ACIJ requested the ROP
04/06/10	Database entry created
05/10/10	ACIJ obtains ROP and review's the IJ's decision
05/27/10	Oral counseling - Re: Criminal transcript, demeanor towards parties and comments about the BIA



Detail

Complaint Number: 62

Immigration Judge: (b)(6)

Complaint Received Date: 04/02/10

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)	Legal	BIA

Complaint Narrative: (b) (6), Board finds ij speculation, but, no prejudgment or bias.

Complaint History	
06/06/08	Alleged conduct occurred
04/05/10	Complaint referred to ACIJ
04/07/10	Database entry created
05/18/10	ACIJ drafted 2 day suspension letter
05/18/10	Consulting with ELR - being considered as part of the proposed suspension
06/25/10	Included originally in proposed suspension, then taken out.
07/25/10	Oral counseling
08/02/10	Written counseling



Detail

Complaint Number: 63

Immigration Judge: (b)(6)

Complaint Received Date: 03/17/10

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
03/18/10

Past ACIJS:

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

Complaint Narrative: (b) (6), BIA remanded for consideration noting the ij failed to address the merits of R's adjustment of status claim. In addition, the ij made inappropriate comments regarding the R's demeanor. Dissent would affirm the ij's findings.

Complaint History	
04/11/08	Alleged conduct occurred
03/17/10	Complaint referred to ACIJ
03/18/10	ACIJ does not think it necessary to address this further with the IJ, who has the BIA decision
03/18/10	ACIJ examines the case as a whole
03/18/10	Complaint dismissed as merits-related
04/07/10	Database entry created



Detail

Complaint Number: 64

Immigration Judge: (b)(6)

Complaint Received Date: 03/27/10

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
05/10/10

Past ACIJS:

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

Complaint Narrative: Source has filed a civil rights action in US District Court against ij for damages resulting from alleged deprivation of his rights.

Complaint History	
12/21/09	Alleged conduct occurred
03/17/10	ACIJ reviewed and forwarded to OGC (b) (6) for review.
03/17/10	Sent from ACIJ to OCIJ
04/07/10	Database entry created
05/06/10	
05/10/10	Complaint dismissed due to the complainant's failure to state a claim
05/10/10	OGC handling Bivens action; finalizing representation package for OIL/AUSA



Detail

Complaint Number: 65

Immigration Judge: (b)(6)

Complaint Received Date: 04/01/10

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
04/07/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process In-court conduct Other: Poor judicial conduct	Respondent Atty (b) (6) (b) (6)

Complaint Narrative: Treatment of atty by IJ is alleged to be one of "sarcasm" and poor treatment without oppty to explain

Complaint History	
04/01/10	ACIJ reviewed ROP and scheduled appt to meet on 4/7/10
04/01/10	Alleged conduct occurred
04/01/10	Communication received
04/05/10	ACIJ notified ij he was looking into the case
04/06/10	Initial complaint processing completed
04/07/10	Contacted ij to discuss the complaint.
04/07/10	Oral counseling - met with IJ to discuss the complaint
04/08/10	Database entry created
04/16/10	As directed by the ACIJ, the IJ withdrew the OSC



Detail

Complaint Number: 66

Immigration Judge: (b)(6)

Complaint Received Date: 03/10/09

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
07/19/09

Past ACLJS:

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

Complaint Narrative:

Complaint History	
03/11/09	Alleged conduct occurred
03/15/09	ACIJ Keller contacted source to discuss the complaint.
03/15/09	Complaint referred to ACIJ
04/18/09	Source requests mtg and call during site visit in May
05/11/09	Site visit cancelled, emailed source request docs, never received
07/19/09	Complaint dismissed due to the complainant's failure to state a claim
04/08/10	Database entry created



Detail

Complaint Number: 67

Immigration Judge: (b)(6)

Complaint Received Date: 02/24/10

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
06/04/10

Past ACIJS:

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

Complaint Narrative: (b) (6), ij announced (b) (6) planned to deny cancellation application before (b) (6) heard all of the testimony. Nevertheless the appeal is dismissed.

Complaint History	
08/11/09	Alleged conduct occurred
02/24/10	Complaint referred to ACIJ
03/29/10	ACIJ advises IJ of need to meet
03/29/10	IJ requests ROP and that union rep be present at the meeting
04/08/10	Database entry created
06/04/10	Oral counseling



Detail

Complaint Number: 68

Immigration Judge: (b)(6)

Complaint Received Date: 04/09/10

Current ACIJ
Burr, Sarah M.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/20/10

Past ACIJS:

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

Complaint Narrative: (b)(6) - BIA finds ij exhibited some intemperance and undue patience especially with the R's attorney.

Complaint History	
08/13/08	Alleged conduct occurred
04/09/10	ACIJ is considering as part of a larger disciplinary issue
04/09/10	Complaint referred to ACIJ
04/12/10	Database entry created
09/20/10	Oral counseling - performance context



Detail

Complaint Number: 69

Immigration Judge: (b)(6)

Complaint Received Date: 04/09/10

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

04/30/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - the ij cited 2 two Board decision in (b) (6) decision that appear to be incorrect.

Complaint History	
10/20/08	Alleged conduct occurred
04/09/10	Complaint referred to ACIJ
04/12/10	Database entry created
04/12/10	EOIR requested additional information from source - ROP under review by ACIJ
04/19/10	ACIJ contacts ij for (b) (6) perspective on the case
04/30/10	IJ perspective received.
04/30/10	Oral counseling - ACIJ believes the ij understands the Board will scrutinize his cases and needs to ensure fairness



Detail

Complaint Number: 70

Immigration Judge: (b)(6)

Complaint Received Date: 04/09/10

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/22/10

Past ACIS:

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

Complaint Narrative: (b) (6) - on remand the ij neglected to take into account the Board's previous determination in the case.

Complaint History	
07/16/08	Alleged conduct occurred
04/09/10	Complaint referred to ACIJ
04/12/10	Database entry created
04/12/10	EOIR requested additional information from source - ROP requested
09/22/10	Oral counseling



Detail

Complaint Number: 71

Immigration Judge: (b)(6)

Complaint Received Date: 10/30/09

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

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

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

Complaint Narrative: (b)(6) -- R claims IJ was biased against him and criticized his attorney's questioning of a witness; BIA finds no prejudice and thus no due process violation; IJ reversed on substance of decision.

Complaint History	
12/05/07	Alleged conduct occurred
11/04/09	Complaint referred to ACIJ
01/13/10	Oral counseling - Performance
04/12/10	Database entry created



Detail

Complaint Number: 72

Immigration Judge: (b)(6)

Complaint Received Date: 10/21/09

Current ACIJ
Smith, Gary W.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
12/01/09

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

Complaint Narrative: In (b) (6), BIA affirms IJ's adverse credibility finding, but notes the IJ's conclusion is diminished by the unduly pejorative manner in which it was stated.

Complaint History	
04/16/07	Alleged conduct occurred
11/03/09	Complaint referred to ACIJ
12/01/09	Oral counseling
04/12/10	Database entry created



Detail

Complaint Number: 73

Immigration Judge: (b)(6)

Complaint Received Date: 11/17/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/10/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - BIA finds IJ erred in denying R's motion to reopen without considering her ineffective assistance claim. BIA rescinds in absentia order of removal and grants motion to change venue.

Complaint History	
03/25/08	Alleged conduct occurred
11/17/09	Complaint referred to ACIJ
03/08/10	Considered w/ OPR referrals
04/12/10	Database entry created
05/10/10	Complaint dismissed as merits-related



Detail

Complaint Number: 74

Immigration Judge: (b)(6)

Complaint Received Date: 10/21/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - R alleges on appeal that her due process rights were violated because the IJ was biased against her and her attorney. BIA upholds IJ, finding that IJ's temperament was questionable, but that R had a full opportunity to present her claim.

Complaint History	
01/28/08	Alleged conduct occurred
11/04/09	Complaint referred to ACIJ
01/13/10	Oral counseling - Performance
04/12/10	Database entry created



Detail

Complaint Number: 75

Immigration Judge: (b)(6)

Complaint Received Date: 10/22/09

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)	In-court conduct	OIL

Complaint Narrative: (b) (6) -- IJ makes imprudent comments by sarcastically castigating the alien.

Complaint History	
03/13/06	Alleged conduct occurred
10/22/09	Complaint referred to ACIJ
11/20/09	Oral counseling - ACIJ covered this situation along with others that had occurred in (b) (6), (b) (6) prior court.
04/12/10	Database entry created



Detail

Complaint Number: 77

Immigration Judge: (b)(6)

Complaint Received Date: 11/03/09

Current ACIJ
Dean, Larry R.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Written counseling

Final Action Date
11/10/09

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

Complaint Narrative: (b) (6) - BIA determined the IJ stepped beyond the high standards of fairness and objectivity that Rs should be afforded. Remand to different IJ.

Complaint History	
01/23/08	Alleged conduct occurred
11/03/09	Complaint referred to ACIJ
11/10/09	Written counseling - IJ counseled to avoid injection of personal observations into the record.
04/12/10	Database entry created



Detail

Complaint Number: 78

Immigration Judge: (b)(6)

Complaint Received Date: 10/29/09

Current ACIJ
Smith, Gary W.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/10/10

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct Legal	Third party (b) (6) (b) (6)

Complaint Narrative: (b) (6) contacted ACIJ Keller directly to voice a concern a clinic attorney had during a hearing ((b) (6) A (b) (6)) with the way the ij handled the case.

Complaint History	
01/06/10	ACIJ C/P reported tapes revealed no misconduct, and advised how to file formal complaint.
01/06/10	Complaint referred to ACIJ
01/06/10	Tapes/DAR recording Reviewed.
01/10/10	Oral counseling - Performance - IJ may have taken legal/procedural actions that could be questioned, no misconduct
04/13/10	Database entry created



Detail

Complaint Number: 79

Immigration Judge: (b)(6)

Complaint Received Date: 10/22/09

Current ACIJ
Dean, Larry R.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Training

Final Action Date
05/04/10

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

Complaint Narrative: Attorney alleges the IJ handled a request for a continuance inappropriately and engaged in intentional and willful misconduct.

Complaint History	
01/04/10	Complaint referred to ACIJ
02/04/10	ACIJ C/P apologized for the delay & notified complainant the case has been reassigned to the ACIJ.
02/05/10	Ij contacts ACIJ expressing concern about ex parte communication in this case
02/22/10	ACIJ determines no ex-parte communication and notifies the ij.
03/03/10	ACIJ attempts conversation with IJ on site visit. IJ requests union representative.
03/16/10	ACIJ meets with IJ and rep (b) (6)
04/09/10	Union rep suggests training
04/13/10	Database entry created
05/04/10	Training - Enrolled in "Workplace Communication" at Cornell
05/06/10	IJ contacted by Cornell professor regarding online training.
07/13/10	Per ACIJ ij is in danger of failing training course
09/13/10	Per course director IJ has completed the course.



Detail

Complaint Number: 80

Immigration Judge: (b)(6)

Complaint Received Date: 10/14/09

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

10/15/09

Past ACIJS:

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

Complaint Narrative: IJ failed to call an interpreter on phone despite having had several resets due to no interpreter.

Complaint History	
10/14/09	ACIJ notified ACIJ C/P about the meeting with DHS concerning the ij scheduling of detained cases.
10/15/09	ACIJ reassigns the case to himself so the case can be heard
10/15/09	Oral counseling
04/13/10	Database entry created



Detail

Complaint Number: 81

Immigration Judge: (b)(6)

Complaint Received Date: 10/21/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

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

Complaint Narrative: (b) (6) - IJ improperly rejected R's evidence and IJ's conduct affected the outcome of the case; BIA remand to different IJ.

Complaint History	
10/13/07	Alleged conduct occurred
11/03/09	Complaint referred to ACIJ
01/13/10	Oral counseling - Performance
04/13/10	Database entry created



Detail

Complaint Number: 82

Immigration Judge: (b)(6)

Complaint Received Date: 10/13/09

Current ACIJ
Smith, Gary W.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Written counseling

Final Action Date
11/10/09

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Out-of-court conduct	DHS (b)(6) and (b)(7)

Complaint Narrative: DHS attorney alleges that IJ engaged in impermissible ex parte communication concerning an unopposed motion to continue.

Complaint History	
11/10/09	Written counseling - Letter counseled ij regarding 2 instances of ex parte communications
12/01/09	ACIJ declines conference call and reiterates the written counseling
12/01/09	Ij request conference call with NAIJ & ACIJ
12/11/09	Training - ACIJ forwards conference information on ex-parte communication for ij review.
04/13/10	Database entry created



Detail

Complaint Number: 83

Immigration Judge: (b)(6)

Complaint Received Date: 10/15/09

Current ACIJ
Griswold, Stephen S.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it was disproven

Final Action Date
01/22/10

Past ACIJS:

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

Complaint Narrative: Complainant requests forms to file a formal complaint. R alleges IJ conspired with various government agencies against him.

Complaint History	
11/05/09	Complaint referred to ACIJ
01/22/10	ACIJ listens to tapes and finds no merit to complaint
01/22/10	Complaint dismissed because it was disproven
04/13/10	Database entry created
04/21/10	ACIJ C/P responds to complainant that his claims were not substantiated.
04/21/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 84

Immigration Judge: (b)(6)

Complaint Received Date: 09/11/09

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

09/16/09

Past ACTJS:

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

Complaint Narrative: (b) (6) -- IJ appears sarcastic or impatient; although behavior should not be condoned, R received a full and fair hearing.

Complaint History	
09/18/08	Alleged conduct occurred
09/11/09	Complaint referred to ACIJ
09/16/09	Oral counseling - ACIJ spoke with IJ, who agreed to express (b) (6) more appropriately.
04/13/10	Database entry created



Detail

Complaint Number: 85

Immigration Judge: (b)(6)

Complaint Received Date: 10/08/09

Current ACIJ
Griswold, Stephen S.

Base City
(b) (6)

Status
CLOSED

Final Action
Written counseling

Final Action Date
02/18/10

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) -- complainant alleges IJ did not conduct a fair hearing.

Complaint History	
07/15/09	Alleged conduct occurred
10/15/09	Complaint referred to ACIJ
01/26/10	Oral counseling - Performance
02/17/10	ACIJ reviewed tapes, found no misconduct
02/18/10	Written counseling - Written follow up to performance counseling
04/13/10	Database entry created



Detail

Complaint Number: 86

Immigration Judge: (b)(6)

Complaint Received Date: 10/21/09

Current ACIJ
McGoings, Michael C.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
retirement made action
unnecessary

Final Action Date
11/04/09

Past ACIJS:

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

Complaint Narrative: (b) (6) - IJ's actions on remand did not comport with the obligation of an IJ when an asylum claim is remanded. Second remand.

Complaint History	
07/09/07	Alleged conduct occurred
11/04/09	Complaint concluded -- IJ retirement made action unnecessary 1/03/09
11/04/09	Complaint referred to ACIJ
04/13/10	Database entry created



Detail

Complaint Number: 87

Immigration Judge: (b)(6)

Complaint Received Date: 10/06/09

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
10/07/09

Past ACIJS:

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

Complaint Narrative: (b) (6) - IJ failed to make specific findings apart from an adverse credibility finding.

Complaint History	
03/13/08	Alleged conduct occurred
10/07/09	Complaint concluded -- IJ termination during trial period made action unnecessary
10/07/09	Complaint referred to ACIJ
04/13/10	Database entry created



Detail

Complaint Number: 88

Immigration Judge: (b)(6)

Complaint Received Date: 10/03/09

Current ACIJ
Romig, Jeffrey L.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
07/23/10

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

Complaint Narrative: Complainant alleges the IJ made an inappropriate outburst during a master calendar hearing, intimidating all attorneys in the courtroom.

Complaint History	
09/23/09	Alleged conduct occurred
11/06/09	Complaint referred to ACIJ
04/13/10	Database entry created
07/23/10	Oral counseling



Detail

Complaint Number: 89

Immigration Judge: (b)(6)

Complaint Received Date: 09/08/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
10/30/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Circuit Court -- 3rd Respondent Atty (b) (6) (b) (6) (6)

Complaint Narrative: Complainant alleges IJ's attitude, demeanor and unpredictable conduct are far below that expected of an impartial judge. Third Circuit finds IJ's tone and aggressive questioning "might leave one with the impression that (b) (6) was seeking justifications to deny (b) (6) claims."

Complaint History	
08/22/07	Alleged conduct occurred
09/08/09	Complaint referred to ACIJ
10/30/09	Complaint dismissed because it cannot be substantiated
04/13/10	Database entry created



Detail

Complaint Number: 90

Immigration Judge: (b)(6)

Complaint Received Date: 10/03/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it was disproven

Final Action Date
10/15/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- complainant alleges IJ called R "a felon" and said that if she showed up again without counsel she'd be deported.

Complaint History	
08/31/09	Alleged conduct occurred
10/14/09	Complaint referred to ACIJ
10/15/09	ACIJ Listened to tapes
10/15/09	Complaint dismissed because it was disproven
10/15/09	Notified source in writing allegations not substantiated
04/13/10	Database entry created



Detail

Complaint Number: 91

Immigration Judge: (b)(6)

Complaint Received Date: 06/29/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint resolved per
complaint

Final Action Date
01/20/10

Past ACIJS:

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

Complaint Narrative: Staff member alleges IJ yelled at him during master calendar hearing, blaming the court for not passing on (b)(6) mail and throwing the ROPs behind (b)(6) instead of passing them to him. During same MC IJ yelled at attorneys and respondents.

Complaint History	
06/29/09	ACIJ requests response from IJ concerning (b)(6) behavior during the hearing
06/29/09	Alleged conduct occurred
01/20/10	Complaint resolved per complaint
04/14/10	Database entry created



Detail

Complaint Number: 92

Immigration Judge: (b)(6)

Complaint Received Date: 04/15/10

Current ACIJ
Stockton, Bette K.

Base City
(b) (5)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/10/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: Source observed ij conduct during a detained hearing and found it to be inappropriate.

Complaint History	
03/30/10	Alleged conduct occurred
04/15/10	Complaint referred to ACIJ
04/15/10	Database entry created
04/16/10	ACIJ C/P sent confirmation the complaint had been received and was being reviewed.
05/10/10	ACIJ responded to the source
05/10/10	Oral counseling



Detail

Complaint Number: 93

Immigration Judge: (b)(6)

Complaint Received Date: 07/14/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint resolved per
complaint

Final Action Date
01/20/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ became abusive and went off the record to consult with the attorneys.

Complaint History	
04/22/09	Alleged conduct occurred
07/14/09	ACIJ sent complaint to ACIJ C/P
01/20/10	Complaint resolved per complaint
04/16/10	Database entry created



Detail

Complaint Number: 94

Immigration Judge: (b)(6)

Complaint Received Date: 09/01/09

Current ACIJ
Dufresne, Jill H.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/28/10

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process	Circuit Court -- 6th Third party (b) (6) (b) (6)

Complaint Narrative: Complainant notes Sixth Circuit decision in which a dissenting Circuit Judge stated that the IJ "could not be bothered to do more than copy and paste swaths of the government's briefs."

Complaint History	
12/29/04	Alleged conduct occurred
12/28/09	Complaint referred to ACIJ
12/28/09	Forwarded to new ACIJ.
01/28/10	Oral counseling - ACIJ spoke to IJ concerning the criticism in the decision
04/16/10	Database entry created



Detail

Complaint Number: 95

Immigration Judge: (b)(6)

Complaint Received Date: 09/09/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as
frivolous

Final Action Date
05/19/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges improper IJ decision and asserts that IJ was very aggressive, yelled at her, called her a criminal, and barred her from returning to the U.S.

Complaint History	
09/10/09	Complaint referred to ACIJ
04/16/10	Database entry created
05/19/10	Complaint dismissed as frivolous
06/02/10	ACIJ responds to source



Detail

Complaint Number: 96

Immigration Judge: (b)(6)

Complaint Received Date: 09/03/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
09/07/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process In-court conduct Out-of-court conduct	Respondent Atty (b) (6)
		(b) (6)

Complaint Narrative: In (b) (6) complainant alleges IJ treated her and respondents unfairly during their hearings and postponed sending court-related documents.

Complaint History	
08/17/09	Alleged conduct occurred
09/07/09	Complaint dismissed because it cannot be substantiated
09/07/09	Complaint dismissed due to the complainant's failure to state a claim - ACIJ determined clerical error -- date entered incorrectly -- and paperwork sent timely.
09/07/09	Complaint referred to ACIJ
04/16/10	Database entry created



Detail

Complaint Number: 97

Immigration Judge: (b)(6)

Complaint Received Date: 09/11/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
06/08/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ relied on stereotypes of homosexuals in reaching [redacted] adverse credibility finding. Reversed and remanded.

Complaint History	
05/26/09	Alleged conduct occurred
09/11/09	Complaint referred to ACIJ
04/16/10	Database entry created
06/08/10	Oral counseling



Detail

Complaint Number: 98

Immigration Judge: (b)(6)

Complaint Received Date: 09/18/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/22/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- pro se R; IJ failed to: (1) advise of right to counsel, (2) provide with list of free legal service providers, (3) advise of right to examine gov't's evidence and present his own, (4) read contents of NTA in non-technical language and (5) enter NTA as exhibit.

Complaint History	
01/15/08	Alleged conduct occurred
09/08/09	Complaint referred to ACIJ
04/16/10	Database entry created
09/22/10	Oral counseling



Detail

Complaint Number: 99

Immigration Judge: (b)(6)

Complaint Received Date: 10/01/09

Current ACIJ
Smith, Gary W.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
10/19/09

Past ACIJS:

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

Complaint Narrative: (b)(6) – IJ's conduct exceeded authority under the Act, and comments regarding R's moral character gave the appearance of bias.

Complaint History	
10/16/08	Alleged conduct occurred
10/05/09	Complaint referred to ACIJ
10/19/09	Oral counseling - ACIJ discussed case with IJ, who appeared to understand.
04/16/10	Database entry created



Detail

Complaint Number: 100

Immigration Judge: (b)(6)

Complaint Received Date: 09/28/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
10/27/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ failed to comply with previous BIA order to conduct a new evidentiary hearing and issue a new decision. Second remand.

Complaint History	
09/18/08	Alleged conduct occurred
09/28/09	Complaint referred to ACIJ
10/01/09	ACIJ contacts ij requesting an explanation by 10/09/09
10/14/09	Ij requests extension for written explanation until 10/16/09
10/16/09	Communication received - Ij's written explanation received at EOIR
10/22/09	ACIJ requests tape of oral decision
10/27/09	Complaint dismissed as merits-related
04/16/10	Database cntry created



Detail

Complaint Number: 101

Immigration Judge: (b)(6)

Complaint Received Date: 09/23/09

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), IJ made inappropriate comments directed toward the BIA in (b)(6) written decision, but they did not affect the outcome of the case and the appeal was dismissed.

Complaint History	
04/27/09	Alleged conduct occurred
09/28/09	Complaint referred to ACIJ
04/16/10	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: 102

Immigration Judge: (b)(6)

Complaint Received Date: 09/28/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
09/28/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process Legal	Circuit Court -- 2nd Media

Complaint Narrative: In (b) (6) IJ failed to identify the legal standard on which (b) (6) based (b) (6) conclusory asylum denial and appears to have ignored some incidents. Remand for new hearing.

Complaint History	
01/08/07	Alleged conduct occurred
09/28/09	Complaint dismissed as merits-related
09/28/09	Complaint referred to ACIJ
04/16/10	Database entry created



Detail

Complaint Number: 103

Immigration Judge: (b)(6)

Complaint Received Date: 10/01/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/13/10

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

Complaint Narrative: (b) (6) -- on appeal, R claims that IJ failed to address all aspects of claim for relief and that (b) (6) was hostile and prejudiced against R. Remand for new hearing and all relevant factual findings. BIA found record revealed IJ impatience, but R demonstrated no prejudice from this.

Complaint History	
12/20/07	Alleged conduct occurred
10/02/09	Complaint referred to ACIJ
01/13/10	Oral counseling - Performance
04/16/10	Database entry created



Detail

Complaint Number: 104

Immigration Judge: (b)(6)

Complaint Received Date: 09/30/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
01/05/10

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

Complaint Narrative: (b) (6) -- following BIA remand, although a new hearing was held, there is no transcript of it in the record, no new written decision, or any other evidence of the IJ's compliance with the Board's order.

Complaint History	
03/19/09	Alleged conduct occurred
10/05/09	Complaint referred to ACIJ
01/05/10	Oral counseling
04/16/10	Database entry created



Detail

Complaint Number: 105

Immigration Judge: (b)(6)

Complaint Received Date: 09/30/09

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 In-court conduct	BIA

Complaint Narrative: (b) (6) -- BIA found that IJ made inappropriate comments not relevant to the issues in the case and articulated opinions about unrelated proceedings and a recently appointed Board member that gave an appearance of non-record considerations coming into play.

Complaint History	
04/02/09	Alleged conduct occurred
10/01/09	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR
04/16/10	Database entry created
04/23/10	OPR initiates investigation and request written response from IJ.
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: 106

Immigration Judge: (b)(6)

Complaint Received Date: 10/06/08

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	Respondent Atty (b) (6) (b) (6)

Complaint Narrative: Atty alleges IJ will be biased against her due to prior administrative, criminal and civil litigation in which the IJ, prior to becoming an IJ, was involved.

Complaint History	
10/01/08	Alleged conduct occurred
10/15/08	Complaint referred to ACIJ
02/11/09	ACIJ notes complainant filed an interlocutory appeal w/ BIA & ACIJ Contacted bar counsel
02/11/09	BIA Appeals ultimately dismissed
02/11/09	Complaint dismissed because it cannot be substantiated
04/16/10	Database entry created



Detail

Complaint Number: 107

Immigration Judge: (b)(6)

Complaint Received Date: 10/24/08

Current ACIJ

Sukkar, Elisa M.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

10/31/08

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct Other: inappropriate scheduling	Anonymous (b) (6)

Complaint Narrative: IJ improperly adjusts court schedule to conform to personal needs, including picking up (b)(6) daughter from school during work hours.

Complaint History	
10/31/08	Complaint referred to ACIJ
10/31/08	Oral counseling
04/16/10	Database entry created



Detail

Complaint Number: 108

Immigration Judge: (b)(6)

Complaint Received Date: 03/06/09

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
03/31/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct Other: Lack of sceduling flexibility	Third party (b) (6) (b) (6)

Complaint Narrative: Pursuant to EOIR request for input during trial period, concerns regarding lack of scheduling flexibility arose.

Complaint History	
03/06/09	Complaint referred to ACIJ
03/31/09	Oral counseling
04/16/10	Database entry created



Detail

Complaint Number: 109

Immigration Judge: (b)(6)

Complaint Received Date: 10/01/09

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 affirms IJ's adverse credibility finding, but there is some inappropriate commentary in oral decision.

Complaint History	
08/24/08	Alleged conduct occurred
10/01/09	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR - Forwarded along with (b) (6)
04/16/10	Database entry created
04/23/10	OPR initiates investigation and requests written response from IJ.
09/08/10	Complaint concluded -- IJ retirement made action unnecessary 09/15/10
10/21/10	OPR finding of professional misconduct (b) (6)



Detail

Complaint Number: 110

Immigration Judge: (b)(6)

Complaint Received Date: 10/02/09

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
10/13/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA finds some of the IJ's comments to be inappropriate, sarcastic and gratuitous, but they do not undermine the decision's validity.

Complaint History	
11/30/05	Alleged conduct occurred
10/06/09	Complaint referred to ACIJ
10/13/09	Complaint concluded -- corrective action already taken
10/13/09	Oral counseling
04/16/10	Database entry created



Detail

Complaint Number: 111

Immigration Judge: (b)(6)

Complaint Received Date: 04/23/09

Current ACIJ

Burr, Sarah M.

Base City

(b) (6)

Status

CLOSED

Final Action

Decision subsequently upheld

Final Action Date

06/04/10

Past ACIJS:

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

Complaint Narrative: IJ yelled at two nearby legal assistants because IJ's files were rearranged after (b)(6) clerk moved to Florida. An IJ witnessed the incident and spoke to the ACIJ.

Complaint History	
04/23/09	Alleged conduct occurred
04/30/09	ACIJ seeking guidance on further discipline.
04/30/09	ACIJ told ij (b)(6) could not speak at the AILA Conference.
10/20/09	Proposed suspension 10 days
11/16/09	IJ response received.
12/02/09	ELR scheduling Oral response
12/14/09	Per CIJ decision draft with ELR
01/20/10	Decision - suspension 6 days
02/25/10	Request for information filed with DCIJ
03/03/10	NAIJ/IJ files grievance.
04/16/10	Database entry created
04/28/10	Per ELR IJ Oral response scheduled for May 7.
05/07/10	Oral response response to Director.
06/04/10	Decision subsequently upheld 6 days From: 2010-02-22 To: 2010-02-26 - & 03/01/10
07/06/10	Per NAIJ, the ij will not proceed to arbitration.



Detail

Complaint Number: 112

Immigration Judge: (b)(6)

Complaint Received Date: 09/14/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint resolved per
complaint

Final Action Date
01/20/10

Past ACIJS:

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

Complaint Narrative: Staff member alleges IJ interrupted a conversation she was having at the court window with an attorney regarding a court procedure. IJ scolded and yelled at her in front of the attorney.

Complaint History	
09/14/09	Notified ACIJ C/P and requested a meeting to discuss
01/20/10	Complaint resolved per complaint - 111
04/16/10	Database entry created



Detail

Complaint Number: 113

Immigration Judge: (b)(6)

Complaint Received Date: 08/10/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint resolved per
complaint

Final Action Date
01/20/10

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ intimidated him during his hearing.

Complaint History	
08/10/09	ACIJ pulled the file for review
08/25/09	ACIJ communicates the ROP is under review
01/20/10	Complaint resolved per complaint
04/16/10	Database entry created



Detail

Complaint Number: 114

Immigration Judge: (b)(6)

Complaint Received Date: 09/16/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as
frivolous

Final Action Date
12/04/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Criminal	Respondent (b) (6) (b) (6)

Complaint Narrative: Complainant, who is currently in litigation w/ IJ, Board Member, and U.S. Attorney, alleges IJ is corrupt. OGC is aware of litigation and (b) (6) s handling.

Complaint History	
09/16/09	Complaint referred to ACIJ
12/04/09	Complainant designated vexatious and must seek leave before filing complaints
12/04/09	Complaint dismissed as frivolous - by U.S.District Court
12/31/09	Ij retires
04/16/10	Database entry created



Detail

Complaint Number: 115

Immigration Judge: (b)(6)

Complaint Received Date: 04/14/10

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
04/19/10

Past ACIJ:

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

Complaint Narrative: Respondent alleges ij did not provide a fair hearing to her and her family.

Complaint History	
10/21/09	Alleged conduct occurred
04/14/10	Complaint referred to ACIJ
04/16/10	Database entry created
04/19/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 116

Immigration Judge: (b)(6)

Complaint Received Date: 09/21/09

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)	Out-of-court conduct	Other

Complaint Narrative: IJ has engaged in improper computer usage.

Complaint History	
11/19/09	Placed on admin leave until 2/2/10 by DCIJ
12/10/09	OIG issued report
12/15/09	EOIR recieves OIG-ROI
01/20/10	CIJ advises IJ that the CIJ will propose IJ's removal
01/22/10	Complaint concluded -- IJ resignation made action unnecessary
01/22/10	IJ resigned
03/01/10	OIG action Advises that the IJ's Bar will be notified of the misconduct.
04/16/10	Database entry created



Detail

Complaint Number: 117

Immigration Judge: (b)(6)

Complaint Received Date: 08/11/09

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it was disproven

Final Action Date
05/03/10

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) -- complainant alleges IJ did not allow R to speak or put evidence into the record, profiled R based on his tattoos, and did not inform him of his rights.

Complaint History	
06/30/09	Alleged conduct occurred
08/11/09	Complaint referred to ACIJ
08/18/09	Letter in draft to source
04/19/10	Database entry created
05/03/10	ACIJ contact complainant finding no misconduct.
05/03/10	Complaint dismissed because it was disproven - ACIJ finds record does not support the claim of misconduct by the ij.



Detail

Complaint Number: 118

Immigration Judge: (b)(6)

Complaint Received Date: 08/21/09

Current ACIJ
Romig, Jeffrey L.

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)	Due process Incapacity	Respondent (b)(6)
		(b)(6)

Complaint Narrative: (b)(6) - complainant alleges he did not receive a fair hearing when the IJ fell asleep during his testimony.

Complaint History	
06/12/09	Alleged conduct occurred
09/09/09	Complaint referred to ACIJ
11/17/09	ACIJ informs complainant that his claim can not be substantiated.
11/17/09	Complaint dismissed because it cannot be substantiated - ACIJ listened to the tape and it does not reflect silence
04/19/10	Database entry created



Detail

Complaint Number: 119

Immigration Judge: (b)(6)

Complaint Received Date: 08/24/09

Current ACIJ

Griswold, Stephen S.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

11/18/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Duc process Legal	Circuit Court -- 9th

Complaint Narrative: (b) (6) -- 9th Cir. finds IJ abused [redacted] discretion and denied R her statutory right to counsel by denying a request for a continuance. Remand to different IJ.

Complaint History	
06/04/04	Alleged conduct occurred
08/24/09	Complaint referred to ACIJ
11/18/09	Oral counseling - ACIJ spoke w/ ij who understands the issue and the situation will not happen again.
04/19/10	Database entry created



Detail

Complaint Number: 120

Immigration Judge: (b)(6)

Complaint Received Date: 08/12/09

Current ACIJ
McGoings, Michael C.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/18/09

Past ACIS:

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

Complaint Narrative: IJ was not following court procedures and was implementing new procedures without prior approval.

Complaint History	
08/18/09	Oral counseling - ACIJ speaks to ij concerning [redacted] action
04/19/10	Database entry created



Detail

Complaint Number: 121

Immigration Judge: (b)(6)

Complaint Received Date: 08/20/09

Current ACIJ
O'Leary, Brian M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
09/10/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- atty alleges IJ intentionally humiliated her in open court, refused to allow her to develop the record, and was biased against her in favor of the government attorney.

Complaint History	
07/23/09	Alleged conduct occurred
09/09/09	ACIJ C/P reviews tapes
09/10/09	ACIJ/CP notifies complainant of determination of no mis-conduct and right to pursue further.
09/10/09	Complaint dismissed because it cannot be substantiated - ACIJ/CP determined no misconduct occurred.
04/19/10	Database entry created



Detail

Complaint Number: 122

Immigration Judge: (b)(6)

Complaint Received Date: 08/21/09

Current ACIJ
Dufresne, Jill H.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/22/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Legal	Circuit Court -- 7th

Complaint Narrative: (b)(6) -- 7th Cir. found that IJ ruling that the abuse of R didn't rise to level of persecution was "absurd" and reasoning "lapsed into incoherence."

Complaint History	
09/17/07	Alleged conduct occurred
08/25/09	Complaint referred to ACIJ
04/19/10	Database entry created
09/22/10	Oral counseling



Detail

Complaint Number: 123

Immigration Judge: (b)(6)

Complaint Received Date: 08/25/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
06/02/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ repeatedly interrupted R's testimony, inappropriately chastised her attorney, and raised the possibility of voluntary departure prior to the hearing, suggesting prejudgment of the application.

Complaint History	
02/07/07	Alleged conduct occurred
08/25/09	Complaint referred to ACIJ
08/25/09	ROP requested from BIA
04/19/10	Database entry created
06/02/10	Complaint concluded -- corrective action already taken



Detail

Complaint Number: 124

Immigration Judge: (b)(6)

Complaint Received Date: 09/16/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
09/18/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process In-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: (b) (6) -- complainant alleges IJ made inappropriate comments concerning not wanting any witnesses and insulted the witnesses that did appear before her.

Complaint History	
08/26/09	Alleged conduct occurred
09/18/09	ACIJ responds in writing finding no misconduct by ij
09/18/09	Complaint dismissed because it cannot be substantiated - ACIJ Finds no misconduct
04/19/10	Database entry created



Detail

Complaint Number: 125

Immigration Judge: (b)(6)

Complaint Received Date: 03/25/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
04/23/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Other: misuse of position Out-of-court conduct	Other (b) (6)
		(b) (6)

Complaint Narrative: IJ alleged to have misused position and equipment to influence court action against her husband; to have represented her husband without permission; and to have have been disrespectful to state court judge.

Complaint History	
03/08/09	Alleged conduct occurred
03/20/09	Complaint referred to ACIJ
04/01/09	Communication received - received information on additional conversation source had with ij.
04/14/09	Complaint referred to OIG
11/17/09	OIG issued report - determining ij violated C.F.R. 5 2635.702 & 3801.106
01/20/10	ELR contacted OPR to determine if they have received the report for possible bar referral
01/20/10	ELR notified the OARM EOIR's intent was to let ij go during trial period.
02/16/10	Draft termination letter prepared by ELR
03/01/10	Director signs memo sent to AG
04/13/10	
04/13/10	AG Memo signed, termination effective 10 days from today.
04/16/10	IJ advised of termination effective 4-23-10
04/19/10	Database entry created



Detail

Complaint Number: 125

Immigration Judge: (b)(6)

Complaint Received Date: 03/25/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
04/23/10

Past ACIJS:

(b)(6)	(b) (6)	(b) (6)
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Complaint History

04/23/10	Complaint concluded -- IJ termination during trial period made action unnecessary - IJ terminated during trial period
05/28/10	Subsequent action filed
06/01/10	Subsequent action filed - Per ELR Chief, documents on appeal were received
03/04/11	MSPB has affirmed the AJ's initial decision.
03/31/11	(b) (6) has filed a notice of intent to appeal (b) (6) MSPB decision to the Federal Court of Appeals.
03/15/12	Federal Circuit dismisses ij's appeal



Detail

Complaint Number: 126

Immigration Judge: (b)(6)

Complaint Received Date: 07/24/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/22/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ improperly based [redacted] adverse credibility finding on speculation and on R's failure to corroborate. IJ cut off testimony instead of allowing R to explain apparent inconsistencies.

Complaint History	
03/31/04	Alleged conduct occurred
07/27/09	Complaint referred to ACIJ
04/19/10	Database entry created
09/22/10	Oral counseling



Detail

Complaint Number: 127

Immigration Judge: (b)(6)

Complaint Received Date: 07/28/09

Current ACIJ
Dufresne, Jill H.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/26/10

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

Complaint Narrative: (b) (6) -- on appeal, R alleges the IJ acted in a prosecutorial and prejudicial manner. BIA notes that IJ engaged in inappropriate questioning but did not violate R's right to a fair hearing. Appeal dismissed.

Complaint History	
01/05/09	Alleged conduct occurred
07/28/09	Complaint referred to ACIJ
04/19/10	Database entry created
05/12/10	ACIJ contacts ij requesting a response to BIA's assertions
05/26/10	Oral counseling - ACIJ spoke with IJ concerning case



Detail

Complaint Number: 128

Immigration Judge: (b)(6)

Complaint Received Date: 07/09/09

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 Incapacity	BIA

Complaint Narrative: (b) (6) -- BIA upholds IJ's decision with no critical comments. However, IJ's oral decision is somewhat meandering, contains speculation, and implicitly criticizes R's attorney for failing to make certain arguments.

Complaint History	
04/13/09	Alleged conduct occurred
07/10/09	Complaint referred to ACIJ
04/21/10	Database entry created
07/01/10	Complaint resolved per complaint - #251



Detail

Complaint Number: 129

Immigration Judge: (b)(6)

Complaint Received Date: 07/10/09

Current ACIJ
Romig, Jeffrey L.

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)	Bias In-court conduct	Respondent Atty (b)(6) (b)(6)

Complaint Narrative: Complainant alleges IJ creates a hostile environment and discriminates against her.

Complaint History	
07/19/09	Complaint referred to ACIJ
11/17/09	ACIJ notifies complainant her claims can not be substantiated
11/17/09	Complaint dismissed because it cannot be substantiated
04/21/10	Database entry created



Detail

Complaint Number: 130

Immigration Judge: (b)(6)

Complaint Received Date: 07/13/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
07/14/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias	Respondent (b) (6) (b) (6)

Complaint Narrative: (b) (6) -- complainant alleges IJ discriminated against him in initial denial of his claim, and that the BIA denied his untimely motion to reopen in retaliation for his filing a complaint against the IJ.

Complaint History	
11/26/02	Alleged conduct occurred
01/16/04	BIA affirms without opinion
04/20/04	R alleges IJ discriminated against him
12/31/08	BIA denies motion to reopen as untimely
07/14/09	Complaint dismissed due to the complainant's failure to state a claim - Ij denies relief to R.
07/14/09	Complaint referred to ACIJ
04/21/10	Database entry created



Detail

Complaint Number: 131

Immigration Judge: (b)(6)

Complaint Received Date: 07/13/09

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
07/14/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- complainant alleges IJ improperly admonished him during the hearing.

Complaint History	
07/07/09	Alleged conduct occurred
07/27/09	Complaint referred to ACIJ
04/21/10	Database entry created
07/14/10	ACIJ responded to source
07/14/10	Complaint dismissed as merits-related



Detail

Complaint Number: 132

Immigration Judge: (b)(6)

Complaint Received Date: 07/14/09

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 disavows IJ's "unsubstantiated and inappropriate comments," but finds no error and dismisses R's appeal.

Complaint History	
12/09/08	Alleged conduct occurred
07/16/09	Complaint referred to ACIJ
01/29/10	Complaint resolved per complaint - Complaint #254
01/29/10	Written reprimand
03/15/10	Subsequent action filed Challenge Filed
04/21/10	Database entry created



Detail

Complaint Number: 133

Immigration Judge: (b)(6)

Complaint Received Date: 07/17/09

Current ACIJ
Griswold, Stephen S.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
11/18/09

Past ACIJS:

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

Complaint Narrative: (b)(6) -- on appeal, R alleges that, while off the record, IJ proposed to both counsel that whoever could answer (b)(6) riddle would win the case. If posed as described, BIA finds the riddle was inappropriate and injudicious; however, R was afforded a full and fair hearing.

Complaint History	
10/10/07	Alleged conduct occurred
07/19/09	Complaint referred to ACIJ
11/18/09	Oral counseling - ACIJ spoke with ij concerning attempt to "joke". Ij learned a lesson and it will not happen again.
04/21/10	Database entry created



Detail

Complaint Number: 134

Immigration Judge: (b)(6)

Complaint Received Date: 07/18/09

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
03/31/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - complainant alleges IJ is prejudiced against the poor and engaged in fraud by notarizing a letter without asking to see identification.

Complaint History	
10/15/07	Alleged conduct occurred
07/19/09	Complaint referred to ACIJ
03/31/10	Oral counseling
04/21/10	Database entry created



Detail

Complaint Number: 135

Immigration Judge: (b)(6)

Complaint Received Date: 07/20/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
10/13/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Out-of-court conduct	Respondent Atty (b) (6) (b) (6)

Complaint Narrative: Complainant alleges IJ communicated ex parte with DHS attorney.

Complaint History	
07/27/09	Complaint referred to ACIJ
08/25/09	Case reset for IJ (b) (6) docket
09/20/09	ACIJ to monitor IJ's communications with DHS
09/20/09	Per conversation with atty, issue resolved by case re-set
10/13/09	Complaint concluded -- corrective action already taken - Reset to new IJ
10/13/09	Respondent granted relief
04/21/10	Database entry created



Detail

Complaint Number: 136

Immigration Judge: (b)(6)

Complaint Received Date: 07/22/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
12/01/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Legal	BIA Circuit Court -- 2nd

Complaint Narrative: (b) (6) - 2d Cir. remands to a different IJ after finding that IJ made an adverse credibility finding without sufficient basis.

Complaint History	
10/09/03	Alleged conduct occurred
07/27/09	Complaint referred to ACIJ
12/01/09	
12/01/09	Complaint dismissed as merits-related
04/21/10	Database entry created



Detail

Complaint Number: 137

Immigration Judge: (b)(6)

Complaint Received Date: 07/27/09

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

08/10/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ's statement, "a master of disguise, ingenuity and lies" was inappropriate; however, adverse credibility finding supported by objective evidence and appeal dismissed.

Complaint History	
02/09/09	Alleged conduct occurred
07/27/09	Complaint referred to ACIJ
07/28/09	ROP obtained
08/10/09	ACIJ reviewed the ROP
08/10/09	Oral counseling - Performance
04/21/10	Database entry created



Detail

Complaint Number: 138

Immigration Judge: (b)(6)

Complaint Received Date: 07/28/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
08/14/09

Past ACIJ:

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

Complaint Narrative: (b) (6) - IJ's repeated, disparaging comments towards the respondent were inappropriate, but no prejudice so appeal dismissed.

Complaint History	
05/13/08	Alleged conduct occurred
07/28/09	Complaint referred to ACIJ
08/14/09	Complaint dismissed because it cannot be substantiated
04/21/10	Database entry created



Detail

Complaint Number: 139

Immigration Judge: (b)(6)

Complaint Received Date: 07/30/09

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/05/09

Past ACLJS:

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

Complaint Narrative: (b) (6) -- BIA found IJ's repeated use of the phrase "lied to me" was not warranted or necessary.

Complaint History	
02/14/08	Alleged conduct occurred
07/30/09	Complaint referred to ACIJ
08/05/09	Oral counseling - Performance. ACIJ met with IJ, who understands the issue.
04/21/10	Database entry created



Detail

Complaint Number: 140

Immigration Judge: (b)(6)

Complaint Received Date: 07/30/09

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
07/30/09

Past ACIJS:

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

Complaint Narrative: (b)(6) -- following BIA remand for a new hearing, IJ failed to hold a hearing and denied R's application based on evidence from a prior hearing. Remanded a second time.

Complaint History	
09/23/08	Alleged conduct occurred
07/30/09	Complaint concluded -- IJ termination during trial period made action unnecessary
04/21/10	Database entry created



Detail

Complaint Number: 141

Immigration Judge: (b)(6)

Complaint Received Date: 07/30/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/01/10

Past ACIJS:

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

Complaint Narrative: (b) (6) IJ failed for a second time to make an explicit credibility finding.

Complaint History	
01/26/09	Alleged conduct occurred
07/30/09	Complaint referred to ACIJ
04/21/10	Databasc entry created
09/01/10	Oral counseling



Detail

Complaint Number: 142

Immigration Judge: (b)(6)

Complaint Received Date: 04/06/10

Current ACIJ
O'Leary, Brian M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
04/22/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias	EOIR (b) (6)

Complaint Narrative: Complainant alleges the ACIJ removed (b)(6) from the bench and his adverse actions are unjustified, unreasonable and in clear violation of the ij's rights.

Complaint History	
04/15/10	CIJ request response from ACIJ
04/16/10	ACIJ responds to CIJ
04/21/10	Database entry created
04/22/10	CIJ contacted ij
04/22/10	CIJ responds to IJ (b) (6)
04/22/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 143

Immigration Judge: (b)(6)

Complaint Received Date: 04/13/10

Current ACIJ
Dufresne, Jill H.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/01/10

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias	Anonymous

Complaint Narrative: Ij has allegedly made inappropriate comments about respondents appearing before (b)(6) in court as well as court staff.

Complaint History	
04/14/10	Consulting with ELR
04/21/10	Complaint referred to OIG
04/22/10	Database entry created
04/22/10	OIG referred complaint back to EOIR for management action
09/01/10	Oral counseling - General performance issues



Detail

Complaint Number: 144

Immigration Judge: (b)(6)

Complaint Received Date: 04/22/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
04/26/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Legal	Third party (b) (6) (b) (6)

Complaint Narrative: Spouse of alien alleges IJ did not consider spouse's terminal health condition.

Complaint History	
03/22/10	Alleged conduct occurred
04/22/10	Complaint referred to ACIJ
04/26/10	ACIJ responded to complainant
04/26/10	Complaint dismissed because it cannot be substantiated
04/28/10	Database entry created



Detail

Complaint Number: 145

Immigration Judge: (b)(6)

Complaint Received Date: 04/23/10

Current ACIJ
Stockton, Bette K.

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/27/10

Past ACIJS:

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

Complaint Narrative: Attorney alleges IJ acted in an unprofessional manner while denying his motion in court. In addition, the attorney alleges the judge ordered (b)(6) decision be sent directly to the attorney's client in an apparent attempt to embarrass him.

Complaint History	
04/19/10	Alleged conduct occurred
04/23/10	Complaint referred to ACIJ
04/28/10	Database entry created
05/03/10	ACIJ contacted complainant advising his complaint was being looked into.
05/06/10	ACIJ drafting letting to source
05/08/10	ACIJ responded to the source it would be inappropriate to intervene as the case is pending
05/10/10	Communication received - Source contacted ACIJ with more information
05/27/10	Complaint dismissed because it cannot be substantiated - ACIJ reviewed DAR and found no fault with the judge
05/27/10	Oral counseling - spoke with IJ concerning (b)(6) tone and how (b)(6) is perceived



Detail

Complaint Number: 146

Immigration Judge: (b)(6)

Complaint Received Date: 04/27/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/04/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Due process In-court conduct Legal	Respondent (b) (6) (b) (6)

Complaint Narrative: R alleges ij operates under unique rules not following due process, federal law, fair practices and federal regulations.

Complaint History	
03/31/10	Alleged conduct occurred
04/28/10	Complaint referred to ACIJ
04/28/10	Database entry created
05/04/10	ACIJ sends order to respondent
05/04/10	Complaint dismissed as merits-related - ACIJ responded in writing advising case is pending at the Board.



Detail

Complaint Number: 147

Immigration Judge: (b)(6)

Complaint Received Date: 04/17/10

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/26/10

Past ACIJS:

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

Complaint Narrative: R alleges after BIA informed him the case was remanded back to the judge he never got notified of the new court date.

Complaint History	
01/30/09	Alleged conduct occurred
04/21/10	ACIJ orders ROP for review
04/21/10	Complaint referred to ACIJ
04/28/10	Database entry created
05/26/10	ACIJ provided correspondence to IJ suggesting (b)(6) treat it as a pro se motion to reopen.
05/26/10	Complaint dismissed as merits-related



Detail

Complaint Number: 148

Immigration Judge: (b)(6)

Complaint Received Date: 04/28/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
05/04/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) R alleges the judge treated him unfairly during his hearing, making jokes about R's situation.

Complaint History	
03/16/10	Alleged conduct occurred
04/30/10	Complaint referred to ACIJ
04/30/10	Database entry created
05/04/10	ACIJ contacts respondent with his finding of no misconduct.
05/04/10	Complaint dismissed because it cannot be substantiated - ACIJ listened to the hearing and found no levity or joking.



Detail

Complaint Number: 149

Immigration Judge: (b)(6)

Complaint Received Date: 06/05/09

Current ACIJ

Burr, Sarah M.

Base City

NYC

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)	Legal	BIA

Complaint Narrative: (b) (6) - IJ's decision following remand reflects a commitment to prior findings such that it does not objectively comply with the 2d Cir. order. Remand to a different IJ.

Complaint History	
04/12/07	Alleged conduct occurred - conduct occurred prior to re-training in 11/07
06/05/09	Complaint referred to ACIJ
01/26/10	Oral counseling - part of PWP conference
04/30/10	Database entry created



Detail

Complaint Number: 150

Immigration Judge: (b)(6)

Complaint Received Date: 06/10/09

Current ACIJ

Burr, Sarah M.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

07/29/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ's decision contains gratuitous remarks and undue speculation, but no prejudice. Appeal dismissed.

Complaint History	
02/03/09	Alleged conduct occurred
06/10/09	Complaint referred to ACIJ
04/30/10	Database entry created
05/18/10	ACIJ drafted 2 day suspension letter
05/18/10	Consulting with ELR - being considered as part of the proposed suspension
06/25/10	Included originally in proposed suspension, then taken out.
07/29/10	Oral counseling
08/02/10	Duplicate entry



Detail

Complaint Number: 151

Immigration Judge: (b)(6)

Complaint Received Date: 06/10/09

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)	Due process In-court conduct	BIA

Complaint Narrative: (b) (6) -- IJ spoke in a sarcastic or unwarranted manner to R and R's attorney and may have prejudged the case.

Complaint History	
07/29/08	Alleged conduct occurred
06/10/09	Complaint referred to ACIJ
03/25/10	Consulting with ELR - Proposed 14 day suspension in draft
04/30/10	Database entry created
03/01/11	Complaint resolved per complaint



Detail

Complaint Number: 152

Immigration Judge: (b)(6)

Complaint Received Date: 05/05/09

Current ACIJ
Fong, Thomas Y. K.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
08/04/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Out-of-court conduct	Circuit Court -- 9th EOIR

Complaint Narrative: (b) (6) -- 9th Cir. issued an Order to Show Cause against IJ (then counsel for R) for making a material mis-representation in (b) opening brief regarding a filing date.

Complaint History	
06/17/09	IJ responded to the claim
09/16/09	Per ACIJ, recommendation by 9th Circuit being drafted
01/22/10	Per ACIJ, 9th Circuit still has not issued decision
04/01/10	Per IJ 9th circuit has dismissed the case , ACIJ requests a copy of the order
04/05/10	ACIJ forwards copy of "Amended Report", awaiting an Order from the Panel
04/07/10	ACIJ requested from IJ the ultimate decision of the panel
04/30/10	Database entry created
05/13/10	9th Circuit Order remands to Appellate Commissioner for hearing & prep of 2nd report
05/14/10	ACIJ routed Circuit Order declining to adopt the recommendation of the AC, ordered hearing
05/25/10	ACIJ spoke to IJ who indicated that the parties will be submitting a recommended order
08/02/10	Circuit Court issues "Private reprimand" under seal
08/04/10	Complaint dismissed due to the complainant's failure to state a claim



Detail

Complaint Number: 153

Immigration Judge: (b)(6)

Complaint Received Date: 06/10/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
09/08/10

Past ACIJS:

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

Complaint Narrative: (b) (6) - IJ rendered a cursory decision, failing to detail the factual and legal bases for (b)(6) denial of the R's applications.

Complaint History	
01/25/08	Alleged conduct occurred
06/10/09	Complaint referred to ACIJ
04/30/10	Database entry created
09/07/10	ROP requested for review
09/08/10	Complaint dismissed because it cannot be substantiated



Detail

Complaint Number: 154

Immigration Judge: (b)(6)

Complaint Received Date: 06/09/09

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 In-court conduct Legal	BIA

Complaint Narrative: (b) (6) - IJ prematurely ended the proceedings following a terse exchange and did not adequately evaluate the removal charge. Remanded to a different IJ.

Complaint History	
07/18/07	Alleged conduct occurred
06/09/09	Complaint referred to ACIJ
03/11/10	Complaint referred to OPR
04/23/10	OPR initiates investigation and request written response from IJ.
04/30/10	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: 155

Immigration Judge: (b)(6)

Complaint Received Date: 06/11/09

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
06/15/10

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA reopened sua sponte in light of ineffective assistance of counsel and "given the issues raised by . . . the Immigration Judge's decision." IJ's 2002 decision is rambling and conclusory.

Complaint History	
05/13/02	Alleged conduct occurred
06/12/09	Complaint referred to ACIJ
04/30/10	Database entry created
06/15/10	Complaint concluded -- corrective action already taken - 11/07 Training



Detail

Complaint Number: 156

Immigration Judge: (b)(6)

Complaint Received Date: 06/09/09

Current ACIJ

Burr, Sarah M.

Base City

(b)(6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

06/06/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Legal	DHS (b)(6) and (b)(7) (b)(6) and (b)(7)

Complaint Narrative: (b)(6) -- IJ failed to issue a decision per the Board's April 2004 decision.

Complaint History	
06/06/09	Complaint referred to ACIJ
06/06/09	Oral counseling
07/17/09	IJ renders decision.
04/30/10	Database entry created



Detail

Complaint Number: 157

Immigration Judge: (b)(6)

Complaint Received Date: 06/12/09

Current ACIJ
Smith, Gary W.

Base City

(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
10/30/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process In-court conduct	BIA Circuit Court -- 3rd

Complaint Narrative: (b) (6) -- 3d Cir. remand due to IJ's prosecutorial manner during the hearing. Also noted problems with transcript and translation. BIA remand to different IJ.

Complaint History	
10/28/05	Alleged conduct occurred
06/12/09	Complaint referred to ACIJ
07/06/09	EOIR Director responding on behalf of the Agency
10/07/09	ACIJ requests written response from ij
10/29/09	Ij provided ACIJ with a written response
10/30/09	Oral counseling
04/30/10	Database entry created



Detail

Complaint Number: 158

Immigration Judge: (b)(6)

Complaint Received Date: 06/17/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

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

Final Action Date
06/24/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- R claims on appeal that IJ was hostile to witnesses and had a history of problems with R's attorney. BIA finds no due process violation but remands in light of new evidence.

Complaint History	
04/22/08	Alleged conduct occurred
06/24/09	Complaint dismissed due to the complainant's failure to state a claim
06/24/09	Complaint referred to ACIJ
04/30/10	Database entry created



Detail

Complaint Number: 159

Immigration Judge: (b)(6)

Complaint Received Date: 04/22/10

Current ACIJ
Burr, Sarah M.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/06/10

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

Complaint Narrative: In (b) (6) on review the 2nd Circuit notes the ij conducted [redacted] own expert inquiry into the aliens testimony.

Complaint History	
01/11/08	Alleged conduct occurred
04/23/10	Complaint referred to ACIJ
04/29/10	Initial complaint processing completed - Transcript reviewed, ACIJ planning on counseling on not doing demonstrations off record
05/04/10	Database entry created
05/06/10	Oral counseling



Detail

Complaint Number: 160

Immigration Judge: (b)(6)

Complaint Received Date: 05/03/10

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
07/14/10

Past ACLJS:

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

Complaint Narrative: In (b) (6), attorney alleges that she received "a nasty phone call" from the ij and (b)(6) follows (b)(6) own rules in the court.

Complaint History	
04/29/10	Alleged conduct occurred
05/03/10	Complaint referred to ACIJ
05/04/10	Database entry created
05/26/10	ACIJ responded to source the complaint had been received and is being reviewed
07/14/10	ACIJ responded to source
07/14/10	Complaint dismissed as merits-related



Detail

Complaint Number: 161

Immigration Judge: (b)(6)

Complaint Received Date: 05/04/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/06/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: In (b) (6), the R's spouse alleges the IJ had a "bad attitude" in the court room and failed to follow a Board decision issued in her husband's case.

Complaint History	
04/15/10	Alleged conduct occurred
05/05/10	Complaint referred to ACIJ
05/05/10	Database entry created
05/06/10	ACIJ responded to source that case is still ipending and he cannot intercede the process.
05/06/10	Complaint dismissed as merits-related



Detail

Complaint Number: 162

Immigration Judge: (b)(6)

Complaint Received Date: 05/04/10

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
05/04/10

Past ACJIS:

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

Complaint Narrative: (b) (6), the repondent argues in a motion to reconsider that she did not receive a full and fair hearing, but motion denied.

Complaint History	
03/17/08	Alleged conduct occurred
05/04/10	Complaint concluded -- IJ termination during trial period made action unnecessary
05/05/10	Database entry created



Detail

Complaint Number: 163

Immigration Judge: (b)(6)

Complaint Received Date: 05/04/10

Current ACIJ

Dean, Larry R.

Base City

(b) (6)

Status

CLOSED

Final Action

Written counseling

Final Action Date

05/04/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) the ij's denial of voluntary departure has no basis in the law and relied upon inappropriate grounds for (b) (6) denying the respondent's request.

Complaint History	
09/02/08	Alleged conduct occurred
05/04/10	Complaint referred to ACIJ
05/04/10	Written counseling - IJ was instructed to use the correct standard in (b) (6) decisions
05/05/10	Database entry created



Detail

Complaint Number: 164

Immigration Judge: (b)(6)

Complaint Received Date: 05/04/10

Current ACIJ

Smith, Gary W.

Base City

(b) (6)

Status

CLOSED

Final Action

Written counseling

Final Action Date

05/18/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) the record reflects the the ij disclosed information pertaining to the R's asylum application to a private bar attorney who was not representing the the R, without written consent, and prepared a complete written decision before the hearing.

Complaint History	
12/10/09	Alleged conduct occurred
05/04/10	
05/04/10	ACIJ requests explanation from IJ
05/05/10	Database entry created
05/05/10	IJ provides explanation to ACIJ
05/06/10	Initial complaint processing completed - ACIJ reviewed case and determined no intemperate conduct, draft counseling letter being prepared
05/18/10	Written counseling



Detail

Complaint Number: 165

Immigration Judge: (b)(6)

Complaint Received Date: 04/19/10

Current ACIJ
Romig, Jeffrey L.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
04/22/10

Past ACIJS:

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

Complaint Narrative: In (b) (6) the IJ erred by considering (b) (6) bond notes during the removal proceeding.

Complaint History	
01/25/05	Alleged conduct occurred
04/19/10	Complaint referred to ACIJ
04/22/10	Complaint dismissed as merits-related - Concluded - Legal Merits Based per ACIJ
05/05/10	Database entry created



Detail

Complaint Number: 166

Immigration Judge: (b)(6)

Complaint Received Date: 05/04/10

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
resignation made action
unnecessary

Final Action Date
05/04/10

Past ACIJS:

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

Complaint Narrative: In (b) (6), on appeal a review of the transcript indicates the IJ was forceful with [redacted] comments regarding the R returning to court with a attorney.

Complaint History	
07/05/07	Alleged conduct occurred
05/04/10	Complaint concluded -- IJ resignation made action unnecessary
05/05/10	Database entry created



Detail

Complaint Number: 167

Immigration Judge: (b)(6)

Complaint Received Date: 04/30/10

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/04/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias	Respondent (b) (6) (b) (6)

Complaint Narrative: In (b) (6), R alleges his case has not been heard properly and requests relief from the (b) (6) Immigration Court.

Complaint History	
12/01/09	Alleged conduct occurred
05/04/10	Complaint dismissed as merits-related - Per ACIJ case is still pending in the court and he can not intervene.
05/04/10	Complaint referred to ACIJ
05/05/10	ACIJ notifyies R his case is still pending in the court and he cannot intervene.
05/05/10	Database entry created



Detail

Complaint Number: 168

Immigration Judge: (b)(6)

Complaint Received Date: 04/27/10

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
06/03/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Third party (b) (6) (b) (6)

Complaint Narrative: Attorney alleges IJ deprived her of her 1st Amendment right to observe hearings & ordered security to have her removed from the building. In general the attorney feels the IJ does not record significant portions of the hearings, goes off/on record and does not summarize off record.

Complaint History	
04/19/10	Alleged conduct occurred
04/28/10	ACIJ/CP responds to source acknowledging complaint.
05/05/10	Database entry created
06/03/10	Complaint dismissed due to the complainant's failure to state a claim
06/04/10	ACIJ responds to source
06/09/10	ACIJ/CP sets ups a call with the source to discuss complaint
06/10/10	Source met with ACIJ C/P via telephone meeting



Detail

Complaint Number: 169

Immigration Judge: (b)(6)

Complaint Received Date: 08/21/09

Current ACIJ
Sukkar, Elisa M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
03/31/10

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	In-court conduct	Third party (b) (6)

Complaint Narrative: R's (b) (6) wife is accusing the IJ of discrimination, harrasment, intimidation and suffering while her husband was in jail. Source always states letter was mailed to Justice Sotomayor & President Obama.

Complaint History	
10/28/08	Alleged conduct occurred
11/12/09	IJ responds to ACIJ request for an explanation
03/31/10	Complaint dismissed because it cannot be substantiated
05/06/10	Database entry created



Detail

Complaint Number: 170

Immigration Judge: (b)(6)

Complaint Received Date: 06/19/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
06/22/09

Past ACIJS:

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

Complaint Narrative: (b) (6), complainant alleges that IJ was irritated and sarcastic during hearing.

Complaint History	
03/31/09	Alleged conduct occurred
06/19/09	Complaint referred to ACIJ
06/22/09	ACIJ communicates to source that complaint is not substantiated
06/22/09	ACIJ reviews tapes
06/22/09	Complaint dismissed because it cannot be substantiated
05/06/10	Database entry created



Detail

Complaint Number: 171

Immigration Judge: (b)(6)

Complaint Received Date: 06/16/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
06/23/09

Past ACIJS:

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

Complaint Narrative: Complainant alleges IJ delayed in ruling on motions to continue, then deliberately delayed her client's hearing in order to deprive complainant of an opportunity to seek non-emergency medical care.

Complaint History	
04/20/09	Alleged conduct occurred
06/16/09	Complaint referred to ACIJ
06/23/09	ACIJ communicates to source that complaint was not substantiated
06/23/09	Complaint dismissed because it cannot be substantiated - Audio and record reveal no inappropriate or unprofessional conduct by ij.
06/23/09	Receipt of complaint acknowledgement sent via email
05/06/10	Database entry created



Detail

Complaint Number: 172

Immigration Judge: (b)(6)

Complaint Received Date: 06/25/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint resolved per
complaint

Final Action Date
03/01/11

Past ACLIS:

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

Complaint Narrative: (b) (6), transcript reveals that IJ was extremely short with R and may have denied (b)(6) an opportunity to be represented.

Complaint History	
04/20/09	Alleged conduct occurred
06/25/09	Complaint referred to ACIJ
05/06/10	Database entry created
06/21/10	Consulting with ELR
03/01/11	Complaint resolved per complaint



Detail

Complaint Number: 174

Immigration Judge: (b)(6)

Complaint Received Date: 06/25/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
06/29/09

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

Complaint Narrative: (b) (6), IJ improperly refused to consider counsel's arguments why an application for relief should not be deemed abandoned, and did not record (b) (6) oral decision or discussion with counsel.

Complaint History	
05/03/07	Alleged conduct occurred
06/25/09	Complaint referred to ACIJ
06/29/09	Oral counseling
01/15/10	Incident was mentioned during PWP discussion, IJ acknowledged (b) (6) actions
03/04/10	Training - IJ willing took an on-line Anger Mgt Course "Stop anger from dragging down your career"
05/06/10	Database entry created



Detail

Complaint Number: 175

Immigration Judge: (b)(6)

Complaint Received Date: 06/25/09

Current ACIJ

Burr, Sarah M.

Base City

(b) (6)

Status

CLOSED

Final Action

Written counseling

Final Action Date

08/02/10

Past ACLIS:

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

Complaint Narrative: (b) (6), IJ failed to provide specific, cogent reasons to support [redacted] adverse credibility finding, failed to give R an opportunity to produce documents and excluded documents from evidence based on an erroneous reading of the regulations.

Complaint History	
04/18/08	Alleged conduct occurred
06/25/09	Complaint referred to ACIJ
05/06/10	Database entry created
05/18/10	ACIJ drafted 2 day suspension letter
05/18/10	Consulting with ELR - being considered as part of the proposed suspension
06/25/10	Included originally in proposed suspension, then taken out.
07/29/10	Oral counseling
08/02/10	Written counseling



Detail

Complaint Number: 176

Immigration Judge: (b)(6)

Complaint Received Date: 07/09/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
07/20/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Criminal Due process Out-of-court conduct	BIA

Complaint Narrative: (b) (6) counsel alleges in interlocutory appeal challenging denial of motion to recuse that IJ eavesdropped on her while she was appearing in another case before another IJ. BIA dismissed the appeal in order to avoid piecemeal review, without reaching the merits.

Complaint History	
02/26/09	Alleged conduct occurred
07/09/09	Complaint referred to ACIJ
07/15/09	ACIJ reviewed ROP & IJ
07/20/09	Complaint dismissed because it cannot be substantiated - No Misconduct found
05/06/10	Database entry created



Detail

Complaint Number: 177

Immigration Judge: (b)(6)

Complaint Received Date: 07/17/09

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it cannot be substantiated

Final Action Date
07/21/09

Past ACIJS:

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

Complaint Narrative: Complainant disputes IJ's decision to deny his appeal for his bench warrant to correct his conviction.

Complaint History	
07/19/09	Complaint referred to ACIJ
07/21/09	ACIJ communicates to source that complaint was not substantiated
07/21/09	Complaint dismissed because it cannot be substantiated - no inappropriate conduct found
05/06/10	Database entry created



Detail

Complaint Number: 178

Immigration Judge: (b)(6)

Complaint Received Date: 06/25/09

Current ACIJ
Romig, Jeffrey L.
Past ACIJS:

Base City
(b) (6)

Status
CLOSED

Final Action
Training

Final Action Date
02/24/10

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

Complaint Narrative: (b) (6) -- IJ delegated (b)(6) duty to develop pro se alien's case to ICE attorney.

Complaint History	
04/23/07	Alleged conduct occurred
06/25/09	Complaint referred to ACIJ
02/24/10	Training - IJ attended training on conducting examinations of pro se aliens
05/06/10	Database entry created



Detail

Complaint Number: 179

Immigration Judge: (b)(6)

Complaint Received Date: 06/25/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
08/24/09

Past ACIJS:

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

Complaint Narrative: IJ maintaining cases off calendar and failing to resolve them.

Complaint History	
06/25/09	ACIJ requests written response from ij
07/17/09	IJ's written response received
08/24/09	Oral counseling
05/06/10	Database entry created



Detail

Complaint Number: 180

Immigration Judge: (b)(6)

Complaint Received Date: 07/09/09

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)	Bias Due process In-court conduct Legal	BIA

Complaint Narrative: (b) (6), following 2d Cir. remand, IJ made serious errors of fact and law in (b) (6) new decision, including factfinding that was inexplicably inconsistent with (b) (6) earlier oral decision. However, BIA found insufficient evidence of personal bias against R. Remand to different IJ.

Complaint History	
12/09/06	Alleged conduct occurred - Conduct occurred prior to retraining in 11/07
07/09/09	Complaint referred to ACIJ
01/26/10	Oral counseling - Discussion as part of PWP conference
05/06/10	Database entry created



Detail

Complaint Number: 181

Immigration Judge: (b)(6)

Complaint Received Date: 05/07/10

Current ACIJ

Dufresne, Jill H.

Base City

(b) (6)

Status

CLOSED

Final Action

Oral counseling

Final Action Date

09/01/10

Past ACIJ:

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

Complaint Narrative: (b) (6) - remanded to different ij because the ij failed to comply with previous Board order dated (b) (6), finding ij had no jurisdiction to readjudicate visa petition (VAWA).

Complaint History	
04/21/08	Alleged conduct occurred
05/07/10	Complaint referred to ACIJ
05/07/10	Database entry created
09/01/10	Oral counseling



Detail

Complaint Number: 182

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

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)	Due process In-court conduct	BIA

Complaint Narrative: (b) (6) -- IJ denied R opportunity to testify regarding his application, spoke in an unwarranted manner to R's counsel regarding attempt to create a record of R's position, and made other inappropriate remarks. Remand.

Complaint History	
09/17/08	Alleged conduct occurred
05/01/09	Complaint referred to ACIJ
03/25/10	Consulting with ELR - Proposed 14 day suspension in draft
05/07/10	Database entry created
03/01/11	Complaint resolved per complaint



Detail

Complaint Number: 183

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
retirement made action
unnecessary

Final Action Date
05/01/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA was troubled by IJ's intemperate comments, but R received a full and fair hearing and IJ was not biased. Appeal dismissed.

Complaint History	
09/26/07	Alleged conduct occurred
05/01/09	Complaint concluded -- IJ retirement made action unnecessary 01/03/09
05/07/10	Database entry created



Detail

Complaint Number: 184

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
retirement made action
unnecessary

Final Action Date
05/01/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ made hostile, sarcastic and intemperat remarks. Remand to different IJ.

Complaint History	
06/20/05	Alleged conduct occurred
05/01/09	Complaint concluded -- IJ retirement made action unnecessary 08/03/07
05/07/10	Database entry created



Detail

Complaint Number: 185

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

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
05/01/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- BIA questions IJ's tone and unnecessarily sarcastic comments in (b) (6) decision. Remand out of an abundance of caution.

Complaint History	
05/15/08	Alleged conduct occurred
05/01/09	Complaint concluded -- IJ termination during trial period made action unnecessary - 12-22-2008
05/07/10	Database entry created



Detail

Complaint Number: 186

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/04/10

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

Complaint Narrative: (b) (6) - R's counsel alleges on appeal that, after conclusion of proceedings, IJ expressed (b) (6) personal feelings regarding R's conviction in an off-record conversation in the presence of both counsels.

Complaint History	
07/18/07	Alleged conduct occurred
05/01/09	Complaint referred to ACIJ
01/27/10	ACIJ reviewed this case with IJ during (b) (6) PWP review
05/04/10	Oral counseling - ACIJ spoke with IJ who understood not to have (b) (6) personal views involved in the case
05/07/10	Database entry created



Detail

Complaint Number: 187

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

Current ACIJ
Smith, Gary W.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed because it was disproven

Final Action Date
05/02/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ's written order denying R's motion to reopen accuses counsel of attempting fraud , and instructs counsel, as an officer of the court, to contact DHS to arrange for R to surrender herself for removal, and to notify the IJ in writing once he has done so. Remand to different IJ.

Complaint History	
06/07/07	Alleged conduct occurred
05/01/09	Complaint referred to ACIJ
05/02/09	Complaint dismissed because it was disproven
05/07/10	Database entry created



Detail

Complaint Number: 188

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
retirement made action
unnecessary

Final Action Date
05/01/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Due process In-court conduct	Circuit Court -- 7th

Complaint Narrative: (b) (6), IJ denied R a meaningful opportunity to be heard, interrupting testimony, asking irrelevant /inflammatory questions, refusing to consider important evidence, & deciding the case by applying "whatever rationale (b) (6) could muster to justify a predetermined outcome."

Complaint History	
11/30/05	Alleged conduct occurred
05/01/09	Complaint concluded -- IJ retirement made action unnecessary 02/02/08
05/07/10	Database entry created



Detail

Complaint Number: 189

Immigration Judge: (b)(6)

Complaint Received Date: 05/01/09

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
05/01/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ made comments which could be interpreted as indicating prejudgment. Remand to different IJ.

Complaint History	
03/22/05	Alleged conduct occurred
05/01/09	Complaint concluded -- corrective action already taken - IJ training 4/2007 on prejudgement and independent research
05/01/09	Complaint referred to ACIJ
05/07/10	Database entry created



Detail

Complaint Number: 190

Immigration Judge: (b)(6)

Complaint Received Date: 05/06/09

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

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
04/01/10

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

Complaint Narrative: (b) (6) -- complainant alleges IJ behaved intemperately and intimidated her client by threatening him with deportation. Second communication from 3/23/10 expressed concern that case was still on IJ's docket.

Complaint History	
05/06/09	Alleged conduct occurred
05/11/09	Complaint referred to ACIJ
05/12/09	ACIJ notified the source that case would be heard by another IJ due to docket change
05/12/09	Complaint concluded -- corrective action already taken - IJ was already being transferred to detained docket
04/01/10	Oral counseling - ACIJ informed IJ (b) (6) needs to be careful with (b) (6) language when advising R
05/07/10	Database entry created



Detail

Complaint Number: 191

Immigration Judge: (b)(6)

Complaint Received Date: 05/11/09

Current ACIJ
Burr, Sarah M.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
06/25/09

Past ACIJS:

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Bias Due process In-court conduct	Respondent (b) (6) (b) (6)

Complaint Narrative: Complainant alleges IJ was prejudiced and abused authority.

Complaint History	
05/11/09	Complaint referred to ACIJ
06/25/09	Appeal is pending as of March 2009
06/25/09	Complaint dismissed as merits-related - ACIJ advises source that issues assumed to have been raised on appeal
05/07/10	Database entry created



Detail

Complaint Number: 192

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/09

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 In-court conduct	BIA

Complaint Narrative: (b) (6) - BIA questions tone of IJ's decision and the appropriateness of [redacted] comments regarding R's lack of representation at a master calendar hearing. Remand out of an abundance of caution.

Complaint History	
09/26/07	Alleged conduct occurred
05/15/09	Complaint concluded -- IJ termination during trial period made action unnecessary - 12-22-2008
05/07/10	Database entry created



Detail

Complaint Number: 193

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/09

Current ACIJ
Sukkar, Elisa M.
Past ACIJ:

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
05/19/10

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

Complaint Narrative: Per Chairman Osuna, IJ contacted a BIA attorney directly concerning an alien detained in (b) (6)

Complaint History	
05/12/09	Consulting with ELR
05/13/09	Complaint referred to ACIJ
05/18/09	ACIJ plans to discuss with IJ
05/07/10	Database entry created
05/19/10	Oral counseling - Advised the matter should have been given to the CA to handle



Detail

Complaint Number: 194

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/09

Current ACIJ
Keller, MaryBeth

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
05/20/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- on appeal, R's counsel asserts IJ restricted his ability to conduct direct exam and rebut inconsistencies that resulted in an adverse credibility finding. Remand.

Complaint History	
01/29/08	Alleged conduct occurred
05/14/09	Complaint referred to ACIJ
05/20/09	Complaint dismissed as merits-related
05/07/10	Database entry created



Detail

Complaint Number: 195

Immigration Judge: (b)(6)

Complaint Received Date: 05/14/09

Current ACIJ
Keller, MaryBeth

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded -- IJ
retirement made action
unnecessary

Final Action Date
05/14/09

Past ACIJS:

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

Complaint Narrative: (b) (6) -- IJ failed to conduct an evidentiary hearing, make factual findings, and enter a decision in the presence of R. The record does not support the IJ's statement that R's counsel "accepted the solution to this case." Actions challenged and remand requested by both parties.

Complaint History	
05/09/08	Alleged conduct occurred
05/14/09	Complaint concluded -- IJ retirement made action unnecessary 08/03/08
05/07/10	Database entry created



Detail

Complaint Number: 196

Immigration Judge: (b)(6)

Complaint Received Date: 05/14/09

Current ACIJ
Smith, Gary W.
Past ACIJS:

Base City
(b)(6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
06/10/09

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

Complaint Narrative: (b)(6) -- on appeal, R alleges that IJ was accusatory and overly aggressive in questioning her. BIA finds IJ brusque but unbiased, and determines R received a fair hearing. Appeal dismissed.

Complaint History	
11/19/07	Alleged conduct occurred
05/15/09	ACIJ requested and reviewed ROP
06/10/09	Oral counseling - IJ acknowledged error and said (b)(6) would be more careful in the future
05/07/10	Database entry created



Detail

Complaint Number: 197

Immigration Judge: (b)(6)

Complaint Received Date: 01/09/09

Current ACIJ
Griswold, Stephen S.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint concluded --
corrective action already taken

Final Action Date
01/09/09

Past ACIJS:

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

Complaint Narrative: In (b) (6), IJ asked inappropriate questions of the respondent, and demonstrated lack of impartiality and a failure to meet expected standards of judicial temperament.

Complaint History	
09/12/07	Alleged conduct occurred
01/09/09	Complaint concluded -- corrective action already taken - re-training and counseling in 2007
01/09/09	Complaint referred to ACIJ
05/11/10	Database entry created



Detail

Complaint Number: 198

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/10

Current ACIJ
Dean, Larry R.

Base City
(b) (6)

Status
CLOSED

Final Action
Complaint dismissed as merits-related

Final Action Date
06/04/10

Past ACIJS:

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

Complaint Narrative: (b) (6) IJ criticized BIA remand in a prior, unrelated case and discouraged testimony by emphasizing criminal consequences of R's actions under cover of giving Fifth Amendment warnings.

Complaint History	
06/16/09	Alleged conduct occurred
05/12/10	Complaint referred to ACIJ
05/12/10	Database entry created
06/04/10	Complaint dismissed as merits-related



Detail

Complaint Number: 199

Immigration Judge: (b)(6)

Complaint Received Date: 05/12/10

Current ACIJ
Dufresne, Jill H.

Base City
(b) (6)

Status
CLOSED

Final Action
Oral counseling

Final Action Date
09/22/10

Past ACLJS:

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

Complaint Narrative: In (b) (6) the ij would not honor the other ij's order granting the motion. The ij did declined to accept the R's proof of the documents and declined to entertain closing arguments.

Complaint History	
01/25/06	Alleged conduct occurred
05/12/10	Complaint referred to ACIJ
05/13/10	Database entry created
09/22/10	Oral counseling