



U.S. Department of Justice

Executive Office for Immigration Review

Board of Immigration Appeals

Office of the Clerk

5107 Leesburg Pike, Suite 2000
Falls Church, Virginia 22041

Allan G. Gallimore
401 Wood Street
Pittsburgh, PA 15222

Rachel A. McCarthy
Bar Counsel
Department of Homeland Security
70 Kimball Avenue, Room 103
S. Burlington, VT 05403

RE: Allan G. Gallimore
D2007-342

Date of this notice: January 6, 2009

Enclosed is a copy of the Board's decision and order in the above-referenced case.

Donna Carr

Donna Carr
Chief Clerk of the Board

Enclosure

Panel Members:

JOHN GUENDELSBERGER
DAVID B. HOLMES
BRETT M. PARCHERT

CC: David Landau
Chief Appellate Counsel

CC: Jennifer J. Barnes ✓
Bar Counsel
Executive Office for Immigration Review

91-10118-90
b

Falls Church, Virginia 22041

File: D2007-342

Date:

JAN 6 2009

In re: ALLAN G. GALLIMORE, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

ON BEHALF OF DHS: Rachel A. McCarthy, Bar Counsel

ON BEHALF OF GENERAL COUNSEL: Jennifer J. Barnes, Bar Counsel

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

The Supreme Court of Pennsylvania suspended the respondent from the practice of law for one year and one day, effective thirty days after the date of its order, on October 16, 2008. Consequently, on November 14, 2008, the DHS initiated disciplinary proceedings against the respondent and petitioned for the respondent's immediate suspension from practice before the DHS. The Office of General Counsel for the Executive Office for Immigration Review (EOIR) has asked that the respondent be similarly suspended from practice before EOIR, including the Board and Immigration Courts. Therefore, on December 9, 2008, we suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding.

The respondent was required to file a timely answer to the allegations contained in the Notice of Intent to Discipline but has failed to do so. *See* 8 C.F.R. §§ 1003.105(c)(1); 1292.3(e)(3)(ii). The respondent's failure to file a response within the time period prescribed in the Notice constitutes an admission of the allegations therein, and the respondent is now precluded from requesting a hearing on the matter. 8 C.F.R. § 1292.3(e)(3)(ii).

The Notice recommends that the respondent be suspended from practice before the DHS, for one year and one day. The Office of General Counsel of EOIR asks that we extend that discipline to practice before the Board and Immigration Courts as well. As the respondent failed to file a timely answer, the regulations direct us to adopt the recommendation contained in the Notice, unless there are considerations that compel us to digress from that recommendation. 8 C.F.R. §§ 1003.105(d)(2); 1292.3(e)(3)(ii).

Since the recommendation is appropriate in light of the respondent's suspension in Pennsylvania, we will honor it. As the respondent is currently under our December 9, 2008, order of suspension, we will deem the respondent's suspension to have commenced on that date.

ORDER: The Board hereby suspends the respondent from practice before the Board, the Immigration Courts, and the DHS, for one year and one day.

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

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

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

FOR THE BOARD