

Falls Church, Virginia 22041

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File: D2011-106

Date: AUG 4 2011

In re: PARMESH DIXIT, ATTORNEY

IN PRACTITIONER DISCIPLINARY PROCEEDINGS

FINAL ORDER OF DISCIPLINE

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

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

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

On May 6, 2011, in the United States District Court for the Northern District of Georgia, Atlanta Division, the respondent entered into a plea agreement and pled guilty to a "serious crime" within the meaning of 8 C.F.R. § 1003.102(h), relating to the respondent's immigration law practice. That is, the respondent pled guilty to conspiracy to harbor aliens in violation of the law, contrary to 8 U.S.C. § 1324(a)(v)(I). As part of the plea agreement, the respondent agreed to surrender his license to practice law in Georgia, and agreed not to seek reinstatement until October 1, 2018. The court accepted the guilty plea on May 6, 2011.

Consequently, on June 30, 2011, the DHS initiated disciplinary proceedings against the respondent and petitioned for the respondent's immediate suspension from practice before the DHS. The Disciplinary Counsel for the Executive Office for Immigration Review (EOIR) then asked that the respondent be similarly suspended from practice before EOIR, including the Board and Immigration Courts.

Therefore, on July 13, 2011, the Board suspended the respondent from practicing before the Board, the Immigration Courts, and the DHS pending final disposition of this proceeding.

The respondent submitted a letter to the Board on July 22, 2011. The respondent "accept[s] responsibility for my actions and concede[s] to the disciplinary action mandated by [the government's] filings."

We find it appropriate to issue a final order on the government's charges. 8 C.F.R. § 1003.106(a)(1)(in summary disciplinary proceedings, Board may issue a final order when the respondent's answer does not make a prima facie showing that there are any material issues of fact in dispute); *Matter of Salomon*, 25 I&N Dec. 559, 560 (BIA 2011).

The respondent fails to show that there is any material issue of fact in dispute in this matter. As the DHS' proposed sanction of expulsion is appropriate, in light of the respondent's criminal record, the Board will honor that proposal. As the respondent is currently under our July 13, 2011, order of suspension, we will deem the respondent's expulsion to have commenced on that date.

ORDER: The Board hereby expels the respondent from practice before the Board, the Immigration Courts, and the DHS.

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).

FURTHER ORDER: As the Board earlier imposed an immediate suspension order in this case, today's order of the Board becomes effective immediately. *See* 8 C.F.R. § 1003.105(d)(2)(2010); *Matter of Kronegold*, 25 I&N Dec. 157, 163 (BIA 2010).



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FOR THE BOARD