



Detail

Complaint Number: 755

Immigration Judge: (b)(6)

Complaint Received Date: 05/21/13

Current ACIJ
Weisel, Robert D.

Base City
(b)(6)

Status
CLOSED

Final Action
Complaint dismissed because it
cannot be substantiated

Final Action Date
05/23/13

Past ACIJS:

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

Complaint Narrative: The judge did not treat the respondent fairly

Complaint History	
05/22/13	Database entry created
05/23/13	Complaint dismissed because it cannot be substantiated

Immigration Judge Complaint Intake Form

HQ Use Only:
 complaint #: _____
 source: first / subsequent

Date Received at OCIJ: _____

complaint source type	
<input type="checkbox"/> anonymous	<input type="checkbox"/> BIA
<input type="checkbox"/> respondent's attorney	<input checked="" type="checkbox"/> respondent
<input type="checkbox"/> third party (e.g., relative, uninterested attorney, courtroom observer, etc.)	<input type="checkbox"/> OIL
<input type="checkbox"/> other: _____	
<input type="checkbox"/> ___ Circuit	<input type="checkbox"/> EOIR
<input type="checkbox"/> OPR	<input type="checkbox"/> DHS
<input type="checkbox"/> media	<input type="checkbox"/> Main Justice
<input type="checkbox"/> OIG	
complaint receipt method	
<input checked="" type="checkbox"/> letter	<input type="checkbox"/> IJC memo (BIA)
<input type="checkbox"/> fax	<input type="checkbox"/> unknown
<input type="checkbox"/> email	<input type="checkbox"/> phone (incl. voicemail)
<input type="checkbox"/> other: _____	<input type="checkbox"/> in-person
date of complaint source	complaint source contact information
(i.e., date on letter, date of appellate body's decision)	name: _____ address: (b) (6) email: _____ phone: _____ fax: _____
5/20/13	
additional complaint source details	
(i.e., DHS component, media outlet, third party details, A-number)	
(b) (6)	

IJ name	base city	ACIJ
(b) (6)	(b) (6)	Weiser
relevant A-number(s)	date of incident	
(b) (6)	4/26/12 - 5/17/13	
allegations		
the judge did not treat the respondent fairly.		
nature of complaint		
<input checked="" type="checkbox"/> in-court conduct	<input type="checkbox"/> out-of-court conduct	<input type="checkbox"/> due process
<input type="checkbox"/> incapacity	<input type="checkbox"/> other: _____	<input type="checkbox"/> bias
		<input type="checkbox"/> legal
		<input type="checkbox"/> criminal

Rev. May 2010

FROM:

(b) (6)

TO: **Robert D. Weisel**
the Assistant Chief Immigration Judge for Conduct and Professionalism
26 Federal Plaza 12th Floor Room 1237
New York, NY 10278
917-454-1040

COMPLAIN JUDGE

I complain that from 04/26/2012 to 05/17/2013, Immigration Judge (b) (6) (b) (6) did not treat me as a person.

04/26/2012 I had a hearing in courtroom (b) (6) (b) (6) with Immigration Judge (b) (6). I am a chronic ill patient on wheelchair and I have horrible pain. (b) (6) made me wait for an hour. ICE attorney (b) (6) & (b) (7)(C)? I showed up with 30 pages evidence including medical records and (b) (6) was well known my medical AND living condition. The I-751 hardship is clear. (b) (6) should terminate this case or order USCIS review it. But (b) (6) made me do hard work. I requested report this crime. Doctors put **metal** inside of my **aorta** is **terrorism**. (b) (6) refused help me. (b) (6) forced me to find attorney which I cannot find it. (b) (6) made me 6 months later to see (b) (6) I really want to go back to my own country because I have not been treated as a person. (b) (6) refused to give me freedom.

The primary mission of the Executive Office for Immigration Review (EOIR) is to adjudicate immigration cases by fairly, expeditiously, and uniformly interpreting and administering the Nation's immigration laws.

As an immigration judge, (b) (6) should clearly know government use wrong provision of law to remove me. (b) (6) did not give me a fair - trial, but made me extremely suffer.

I sent a letter to court on **05/16/2012**.

When my daughter with me showed up on (b) (6) court hearing on **07/13/2012**, many attorneys laughed at Immigration court remove disabled single parent and child. Immigration judge does not know what immigration laws mean also does not know what's right what's wrong? Removal hearing extremely suffer me makes me angry.

10/18/2012 court hearing, ICE attorney (b) (6) & (b) (7)(C)? asked close this case again because my medical condition and brought me in court later to remove me. Another crime happened to me, judge not help me to report crime. Judge continued forcing me to do hard work. Finally let me have a trial schedule, but force "giving" me more time to delay and delay suffer me more. Continue offer me close this case not give me **trial right** is mental abuse. Continue telling me no earlier schedule is mental abuse. The

schedule is too full why continuing gets more and more cases not give other judges some cases. I have **right** to represented by self, and swear request to **represent self**, continue bother me not have attorney is too annoying.

01/04/2013 on trial, I first time saw the notice of appear. I did not know the laws but I clearly know government should not remove me because I did not do any wrong and **DHS failure to protect my safety caused my injury**. Judge tried to give me status of abused by my own country! I feel very uncomfortable. Chinese government gives me freedom to leave and goes back. USA government not gives me freedom to go back to my own country to visit my parents. USA government abuses me badly.

USA doctors stole my tissues, hanged metal inside of my aorta, USA government not give me a fair, I am injured badly USA NOT GIVE ME MEDICAL TREATMENT, ask me **volunteer departure! NO WAY!** I should not be asked to volunteer departure since I did not do any wrong! I am not a bad person who should be removed!

I-751 hardship does not have to approve battled by husband! Continue use laws to trick me and force me to do hard work. Delay, and delay...

Since I have hardship, does not matter what kind of case, showing up **hardship** on immigration court, judge should **terminate the case**. Case terminate, I could get **benefit**. Judge keeps saying laws, laws, delay my benefit extremely suffer me. If (b) (6) does not know **what's right, what's wrong**, even does not know immigration laws, (b) (6) has **no insight with poor judgment**; (b) (6) should feel **shameful** to be an immigration judge. If not terminate the case, (b) (6) should remove me! Force me to do hard work continue, not give me a **relief** – terminate the case or remove me if you can. Help me everything on opposite side – abuse me badly.

Judge should order USCIS review the case, but force me, a **chronic ill wheelchair bound patient**, to do hard work. This is too annoying. I feel **torture** against me. I-751 hardship does not terminate status; I even did not know the laws because I did not get the notice paper. Judge continues "teach" me to file for the Chinese government abuse me! I **have to stay in USA even USA not treat me as a person! I do not want to do any work! Stay illegal violates (b) (6) immigration laws make me feel better because (b) (6) did not treat me as a person - give me a fair! Only human beings obey immigration laws. Since I am not treated as a person, why should I obey?!**

02/22/2013 hearing, (b) (6) was going to **throw me on street is ok to (b) (6)!** I came to USA with my daughter. But right now, **USA kidnapping** my only family member in USA, kidnapping me not give me **freedom** to go back to my own country, also force me to obey their laws without fault since judge not obey USA laws! **USA LAW IS ONLY FOR WEAK DISABLED PATIENT TO OBEY! TREAT ME AS A PERSON! GIVE ME A FAIR!**

05/14/2013 hearing, (b) (6) even did not give me a **right to appeal!**

All I do is supporting USA government. But (b) (6) sounds like that I should be removed, they gave me a chance, and (b) (6) is helping me for my status! This is abusing, neglecting, and battling towards me!

“trying to help me out”. “opportunity” “a chance” What the hell is! I did hard job to not violate your immigration laws due to government fault! I give USA government’s a chance, opportunity, trying to help USA government, to correct the problem!

I am the person never need order – force to do anything.

ICE uses wrong provision of law to remove me. Attach the Answer to notice of appeal. (b) (6) refuses to **dismiss** the case! Also not give me right to appeal!

05/16/2013 I found that (b) (6) did not give me right to appeal. I came to court, wait, and wait. But Federal police **illegally arrested** me and **injured me!** Attach the complaint to Federal police.

05/17/2013 I came to court to give (b) (6) a chance to correct the problem (b) (6) did to me. I just got in front of (b) (6) courtroom and waiting there. (b) (6) asked someone shut the door immediately treat me like a trash! Attach the motion.

I request my right to appeal and solve this issue fairly.

I request to be treated as a person and call 911 to report the crime for me.

I declare under penalty of perjury that the foregoing and the evidence submitted with it are all true and correct.

(b) (6)

05/20/2013

Moutinho, Deborah (EOIR)

From: Weisel, Robert (EOIR)
Sent: Thursday, May 23, 2013 10:21 AM
To: Moutinho, Deborah (EOIR)
Cc: Keller, Mary Beth (EOIR)
Subject: FW: Complaint against Judge (b) (6)

Deborah:

Please enter this as dismissed – allegations cannot be substantiated. Thanks.

Robert D. Weisel
Assistant Chief Immigration Judge
26 Federal Plaza, Room 1237
New York, N.Y. 10278

From: Weisel, Robert (EOIR)
Sent: Thursday, May 23, 2013 10:18 AM
To: (b) (6)
Cc: Keller, Mary Beth (EOIR); Moutinho, Deborah (EOIR)
Subject: Complaint against Judge (b) (6)

Dear (b) (6):

I am in receipt of your letter of complaint dated, May 20th, 2013 regarding Judge (b) (6). I have reviewed the Digital Audio Recording of the hearings in question. Judge (b) (6) demonstrated patience and courtesy, carefully explaining the issues and forms of relief. Your reference to the hearing of May 14th, 2013 in which you allege the judge did not give you the right to appeal is not substantiated by the record. Thank you for bringing this matter to my attention.

Sincerely,

Robert D. Weisel
Assistant Chief Immigration Judge
26 Federal Plaza, Room 1237
New York, N.Y. 10278