



Detail

Complaint Number: 749

Immigration Judge: (b)(6)

Complaint Received Date: 04/02/13

Current ACIJ Sukkar, Elisa M. Base City (b)(6) Status CLOSED Final Action Oral counseling Final Action Date 04/22/13

Past ACJIS:

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

Complaint Narrative: Attorney complains judge insists on forcing parents of juveniles to be present in court. The parents are illegal and not in proceedings. Further, he feels judge is disrespectful and not professional. He feels judge's judicial temperament is not where it should be.

Complaint History	
04/09/13	ACIJ listens to DAR
04/18/13	ACIJ has discussion with the ij
04/22/13	Oral counseling
05/01/13	Database entry created

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 checked="" type="checkbox"/> respondent's attorney	<input type="checkbox"/> respondent
<input type="checkbox"/> third party (e.g., relative, uninterested attorney, courtroom observer, etc.)	<input type="checkbox"/> other: _____
<input type="checkbox"/> Circuit	<input type="checkbox"/> EOIR
<input type="checkbox"/> OIL	<input type="checkbox"/> OPR
<input type="checkbox"/> DHS	<input type="checkbox"/> Main Justice
<input type="checkbox"/> OIG	<input type="checkbox"/> media
complaint receipt method	
<input type="checkbox"/> letter	<input type="checkbox"/> IJC memo (BIA)
<input type="checkbox"/> fax	<input type="checkbox"/> unknown
<input type="checkbox"/> email	<input checked="" 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: (b) (6) Esq.
Phone call: April 2, 2013	address: _____
additional complaint source details	
(i.e., DHS component, media outlet, third party details, A-number)	
A (b) (6)	email: _____
	phone: (b) (6)
	fax: _____

IJ name	base city	ACIJ
IJ (b) (6)	(b) (6)	ACIJ Sukkar
relevant A-number(s)	date of incident	
A (b) (6)	March 27, 2013 (Master Calendar)	
allegations		
Attorney complains that judge insists in forcing the parents of juveniles to be present in court to receive frivolous asylum warnings. The parents are illegal and not in proceedings. Further, he feels judge is disrespectful and not professional. He feels the judge's judicial temperament is not where it should be.		
nature of complaint		
<input checked="" type="checkbox"/> in-court conduct	<input type="checkbox"/> out-of-court conduct	<input checked="" type="checkbox"/> due process
<input type="checkbox"/> incapacity	<input type="checkbox"/> other: _____	<input checked="" type="checkbox"/> bias
		<input checked="" type="checkbox"/> legal
		<input type="checkbox"/> criminal

EOIR FOIA Processing (EOIR)

From: Sukkar, Elisa (EOIR)
Sent: Thursday, April 18, 2013 5:23 PM
To: Keller, Mary Beth (EOIR)
Cc: Kelly, Ed (EOIR)
Subject: FW: IJ Conduct Complaint

MTK:

I wanted to keep you informed.

Thanks,

EMS

From: Sukkar, Elisa (EOIR)
Sent: Thursday, April 18, 2013 5:18 PM
To: (b) (6) (EOIR)
Subject: RE: IJ Conduct Complaint

Hi Judge:

I wanted to go over some of our discussion this morning and expand on what is a complaint.

As I indicated to you, not all complaints come to us in written form. There are times attorneys call and lodge a complaint orally for many reasons.

The e-mails that I sent to you and the discussions I had with you last week about the juvenile docket, were based on attorneys calling to complain about conduct issues and substantive issues.

We spoke on April 8, 2013 at length, and as we discussed this morning, by April 10, 2013, there was an incident in your courtroom that led that attorney to also lodge a complaint regarding how she felt she was treated on that day. The initial e-mail below is a rendition of the nature of her complaint.

In addition to these recent complaints, there are the 3 complaints from (b) (6) and a complaint from (b) (6) which we addressed last year.

There were also several negative comments during the most recent probationary comment period. There were also several positive comments. All of these comments were provided to you and we went over all of them as well. I have not treated any of these particular negative comments as complaints but have used them for training purposes instead.

I hope this clarifies the issue of what constitutes a complaint as opposed to a negative comment.

Thank you,

EMS

From: (b) (6) (EOIR)
Sent: Thursday, April 18, 2013 10:35 AM

To: Sukkar, Elisa (EOIR)

Subject: RE: IJ Conduct Complaint

I'm available now if you are. I have 2 cases this afternoon.

Sincerely,

(b) (6)

Immigration Judge

U.S. Department of Justice

(b) (6)

Non-Responsive

Non-Responsive

Non-Responsive