



ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

April 19, 2019

MITTED VIA REGULATIONS.GOV

Lauren Alder Reid
Assistant Director
Executive Office for Immigration Review
Office of Policy
Leesburg Pike, Suite 2616
Falls Church, VA 22041

RE: EOIR Docket No. 18-0301: Professional Conduct for Practitioners, Scope of Representation and Appearances, 84 Fed. Reg. 11,446 (Mar. 27, 2019)

Ms. Reid:

I offer the following comments in response to the above-named advance notice of proposed rulemaking (ANPRM) on behalf of the Office of the Chairman of the Administrative Conference of the United States (ACUS).

ACUS is an independent federal agency dedicated to improving the administrative process. ACUS conducts studies of administrative procedure, convenes experts from the public and private sectors, and makes recommendations promoting efficiency, participation, and excellence in the administration of federal programs to administrative agencies, the President, Congress, and the Judicial Conference of the United States. ACUS's recommendations can be found in the *Federal Register* and at www.acus.gov.

The Department of Justice (DOJ) is evaluating the possibility of revising the rules and procedures governing representation and appearance during proceedings before the immigration courts and Board of Immigration Appeals of the Executive Office for Immigration Review (EOIR). Specifically, DOJ is considering whether to amend its rules to allow for, and identify the nature and scope of, authorized practitioners' limited representation of aliens before EOIR.

In June 2012, the ACUS Assembly adopted Recommendation 2012-3, *Immigration Removal Adjudication*.¹ This Recommendation is directed at reducing the caseload backlog, simplifying and improving representation, and making the immigration removal adjudication process more modern, functional, effective, transparent, and fair. A pervading objective is to enhance the immigration courts' ability to dispose of cases fairly and efficiently.

¹n. Conf. of the U.S., *Immigration Removal Adjudication*, 77 Fed. Reg. 47,800, 47,804 (Aug. 10, 2012).

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