

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

V.

EITHAN HAIM

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Criminal No. 24-CR-00298

DEFENDANT’S MOTION FOR SHOW CAUSE

Defendant, Dr. Eithan Haim, files this Motion for Show Cause against Assistant United States Attorney Tina Ansari and respectfully would show the Court as follows:

ARGUMENT AND AUTHORITIES

The Court should enter a show cause order against Ms. Tina Ansari for engaging in the practice of law with a suspended law license. According to the State Bar of Texas¹, Ms. Ansari is and has been under Administrative Suspension and is ineligible to practice law since September 1, 2024. Under the Texas Disciplinary Rules of Professional Conduct 8.04(a)(11), a lawyer shall not, “engage in the practice of law when the lawyer is on inactive status or when the lawyers right to practice has been suspended or terminated, including but not limited to situations where a lawyers right to practice has been administratively suspended for failure to timely pay required fees or assessments or for failure to comply with Article XII of the State Bar Rules relating

¹ See Exhibit A, Screenshot of State Bar of Texas Attorney Status; *see also* Exhibit B, Excerpt from the Texas State Bar List of Attorneys NOT Eligible to Practice Law in the State of Texas. Counsel also called the State Bar on Wednesday afternoon to confirm the online information.

to Mandatory Continuing Legal Education” and under 8.04(a)(3) a lawyer may not “engage in conduct involving dishonesty, fraud, deceit or misrepresentation.”

On September 9, 2024, AUSA Ansari signed and e-filed the government’s Response to Defendant’s Motion for Continuance of Jury Trial (Dkt. No. 35) and is included in the signature block of all other government filings, the September 13 *Brady* disclosure to the defense, and a number of emails all on behalf of the United States.

Additionally, the Southern District of Texas Local Rules, Appendix A, Rule 3 states: “A lawyer who receives a suspension, either active or probated, by a licensing authority will be suspended by the Southern District of Texas and must immediately cease practicing before this court.”

Further, the Department’s “Justice Manual” 1-4.110 states in part that “When a Department attorney has a current bar lapse, the employing component head, U.S. Attorney, or U.S. Trustee must direct the attorney in writing immediately to cease performing representational or counseling work for the United States, or rendering any legal advice to the United States, pending reinstatement to an active bar membership status.” This prohibition on representing the United States now calls into question the authority of the United States in this case and the lack of privilege with the FBI, and other AUSAs, on this case since September 1, 2024. There are further requirements on the United States Attorney and Department of Justice that are not directly pertinent to this motion including notification of the Office of Professional Responsibility, the

Executive Office for United States Attorneys, Office of General Counsel, and other Department entities.

Consequently, this suspension has cascading implications for the Department of Justice, who “does not have authority to compensate an attorney with a bar lapse.” This further calls into question issues of privilege.

Finally, undersigned counsel has met his obligation under Texas Disciplinary Rules of Professional Conduct Rule 8.03, which places a “shall” requirement on attorneys regarding Reporting Professional Misconduct.

CONCLUSION

For these reasons, Defendant respectfully requests that the Court (1) grant Defendant’s Motion for Show Cause Order, (2) command AUSA Tina Ansari to appear and show cause as to why she should not be held in contempt, and (3) to strike all pleadings from the record containing her signature block during the time of suspension.

Dated: September 18, 2024



Respectfully submitted,

Marcella C. Burke
TX State Bar 24080734
SDTX No. 1692341
Burke Law Group, PLLC
1000 Main St., Suite 2300
Houston, TX 77002
Tel: 832.987.2214
Fax: 832.793.0045
marcella@burkegroup.law

Ryan Patrick
Attorney-in-Charge
TX State Bar 24049274
SDTX No. 3006419
Haynes and Boone LLP
1221 McKinney Street, Suite 4000
Houston, Texas 77010
Tel: 713.547.2000
Fax: 713.547.2600
ryan.patrick@haynesboone.com

Jeffrey A. Hall
VA State Bar 82175
SDTX No. 3885025
Burke Law Group, PLLC
2001 L. Street N.W., Suite 500
Washington, D.C. 20036
Tel: 832.968.7564
Fax: 832.793.0045
jeff@burkegroup.law

Mark D. Lytle
DC Bar 1765392
SDTX No. 3884197
Nixon Peabody LLP
799 9th Street NW, Suite 500
Washington, D.C. 20001
Tel: 202.585.8435
Fax: 202.585.8080
mlytle@nixonpeabody.com

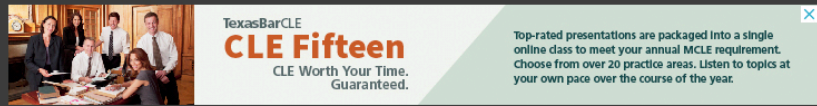
ATTORNEYS FOR DEFENDANT EITHAN DAVID HAIM

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true and correct copy of the above and foregoing document has been filed and served on September 18, 2024, using the CM/ECF system, which will send notification of such filing to all counsel of record.


/s/ Marcella C. Burke
Marcella C. Burke

EXHIBIT A



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MS. TINA ANSARI

■ **Not Eligible to Practice in Texas (click for detail)**

US Attorney's Office

Bar Card Number: 24031704

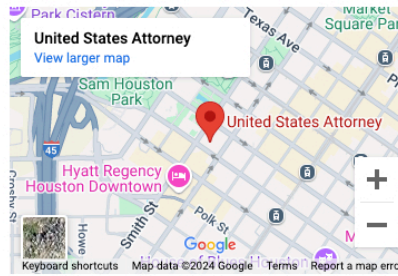
TX License Date: 11/05/2001

Primary Practice Location: Houston, Texas

Us Attorney's Office
1000 Louisiana suite 2300
Houston, TX 77002

Practice Areas: Criminal

Statutory Profile Last Certified On: 09/03/2024



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PRACTICE INFORMATION

Firm: US Attorney's Office

Firm Size: 61 to 100

Occupation: Government Lawyer

Practice Areas: Criminal

Services Provided:

Deaf/Hard of Hearing Translation: Not Specified

ADA-accessible client service: Not Specified

Language translation: Not Specified

Fee Options Provided: 

None Reported By Attorney

Please note: Not all payment options are available for all cases, and any payment arrangement must be agreed upon by the attorney and his/her client. The State Bar of Texas is not responsible for payment arrangements between an attorney and his/her client.

Foreign Language Assistance:

None Reported By Attorney

LAW SCHOOL

School Degree earned	Graduation Date
University of Houston	05/2001

PUBLIC DISCIPLINARY HISTORY

State Bar of Texas

No Public Disciplinary History

Other States

None Reported By Attorney

CONTACT INFORMATION

Tel: 716-567-9000

COURTS OF ADMITTANCE

Federal:

None Reported By Attorney

Other Courts:

None Reported By Attorney

Other States Licensed:

None Reported By Attorney

Please note: This information is self-reported by Texas attorneys. Current license or admittance status can only be certified by the appropriate court or licensing entity.

Sanctions that indicate a judgment is on appeal are still in effect but are not final and subject to change. To request a copy of a disciplinary judgment that is not available online or for more information about a specific disciplinary sanction listed above, please contact the Office of the chief Disciplinary Counsel at (877) 953-5535.

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AGREE

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EXHIBIT B

9/18/2024

(1) Default in payment of membership fees. (2) Failure to comply with MCLE requirement. (3) Disciplinary Sanctions. (4) Default in payment of Occupation Tax. (5) Failure to comply with Child Support requirement.

(6) Failure to comply with the *Justice James A. Baker Guide to Ethics and Professionalism in Texas Course* requirement. (7) Inactive Attorneys. (7*) Inactive Attorneys enrolled in [NOVA](#) program. (8) Expired Military Spouse license.

(1)	01236900	ANDO	TOBIN	SANTA ANA	(7)	24101453	ANGELO	TIARE	FOLSOM
(1)	01237250	ANDRE	CHARLES	HOUSTON	(2)	01259580	ANGELO	WYATT	GUNNISON
(1)	24052687	ANDRE	MICHAEL	AUSTIN	(1)	08237900	ANGELONE	PEGGY	BALTIMORE
(1)	14974200	ANDREL	VIKA	AUSTIN	(7)	01260000	ANGENEND	PAUL	KENNEBUNK
(7)	00786986	ANDREOTTI	ROBERT	SANTA FE	(2)	24050230	ANGERMAN	JEFFREY	DANIEL ISLAND
(7)	01237300	ANDRES	ALBERT	QUITMAN	(1,4)	01260480	ANGLE	JANE	COLORADO SPGS
(3)	01237450	ANDRES	ROBERT	HOUSTON	(4,7)	00785667	ANGLE	TIMOTHY	UNIVERSITY
(7)	01240040	ANDREWS	CAROLYN	NACOGDOCHES	(1)	15269400	ANGLY	SURRENDEN	AUSTIN
(7)	01240050	ANDREWS	CHARLTON	WASHINGTON	(1)	01263400	ANGSTADT	THOMAS	DALLAS
(1)	00790035	ANDREWS	DAVID	MIDLOTHIAN	(7)	01264900	ANIGIAN	TERRI	DALLAS
(3)	01242000	ANDREWS	EARL	ATHENS	(3,4)	01264500	ANINAO	V. ANTONIO	FRIENDSWOOD
(7)	01242510	ANDREWS	GAIL	LEWISVILLE	(7)	24087106	ANIS	SHAMOOR	WILMINGTON
(2)	00785665	ANDREWS	GINA	NEW BRAUNFELS	(1)	00789077	ANNALORA	TAMARA	INLET BEACH
(1)	24029933	ANDREWS	JIMMY	EL DORADO	(7)	01266005	ANNELIN	JAMES	THE WOODLANDS
(7)	24009871	ANDREWS	JOCELYN	SAN ANTONIO	(7)	01266008	ANNETT	DEBRA	CLINTON
(1)	01247600	ANDREWS	MARTA	HOUSTON	(7)	01266010	ANNIS	MELISSA	HOUSTON
(7)	00792334	ANDREWS	PAIGE	BEAUMONT	(1,4)	01257050	ANNOZIE	CLEMENT	HOUSTON
(3)	01248600	ANDREWS	PAUL	CORPUS CHRISTI	(1)	01266900	ANS	MARTINS	GILLETTE
(7)	01248700	ANDREWS	R. C.	MESQUITE	(7)	24045163	ANSA	OTIS	WAYNE
(7)	19278600	ANDREWS	SUSAN	DALLAS	(1)	24031704	ANSARI	TINA	HOUSTON
(7)	01250500	ANDREWS	SYLVIA	EULESS	(7)	01267000	ANSCHUTZ	EVERETT	HOUSTON
(1)	24046838	ANDREWS	TONYA	ENGLEWOOD	(7)	01267250	ANSCHUTZ	KENT	AUSTIN
(7)	24036140	ANDREWS	TRACY	TRAVERSE CITY	(1,4)	00789885	ANSELMO	PAMELA	MIAMI BEACH
(2)	01252000	ANDREWS	WILLIAM	ROCKWALL	(7)	24104782	ANTALICS	DANIEL	MONTCLAIR
(1)	24044897	ANDREWS-ELWELL	TIFFANY	HOUSTON	(7)	01268300	ANTHONY	CYNTHIA	DALLAS
(7)	12588800	ANDRIES	EVA	AUSTIN	(7)	01268500	ANTHONY	ELAINE	HOUSTON
(2)	01255000	ANDRUS	CHARLES	HUMBLE	(3)	01273000	ANTHONY	JACK	DALLAS
(1)	01255200	ANDRUS	GORDON	HOUSTON	(7)	24081705	ANTHONY	JONAE	GILBERT
(1)	00793267	ANDRUS	JAMES	TEMPE	(1)	24133113	ANTHONY	NICHOLAS	METAIRIE
(7)	24010551	ANDRUS	LINA	PARIS	(4)	13254500	ANTHONY	RAUL B.	MAYAGUEZ
(7)	24114060	ANDUJAR	KATHERINE	CONCORD	(7)	00790104	ANTHONY	SARAH	DALLAS
(1,4)	24036141	ANGEL	BEVERLY JUNE	CEDAR CREEK	(7)	01271800	ANTHONY	THOMAS	ATLANTA
(7)	01257100	ANGEL	MICHAEL	CONWAY	(7)	01274500	ANTIN	MARY	HOUSTON
(3)	01257200	ANGEL	STEVEN	OKLAHOMA CITY	(7)	01274600	ANTLEY	ROY	KALISPELL
(7)	01012912	ANGEL	VIRGINIA	HOUSTON	(7)	01274620	ANTLEY	SUZANNE	BEND
(1)	01258500	ANGELL	DAVID	PLANO	(2)	00796132	ANTONINI	ALFRED	OAKLAND
(1)	01258600	ANGELL	JOHN	COLLEGE STA	(7)	00786990	ANTONIO	ALYSON	AIKEN

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
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V.

EITHAN HAIM

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Criminal No. 24-CR-00298

ORDER

Pending before the Court is defendant Eithan Haim’s Motion for Show Cause Order. The Motion seeks to have Assistant United States Attorney Tina Ansari sanctioned for engaging in the practice of law with a suspended law license and to strike certain pleadings from the docket. Having considered the Motion, the Court finds the Motion legally sufficient;

IT IS THEREFORE ORDERED that Assistant United States Attorney Tina Ansari appear before this Court to show cause why she should not be held in contempt and the United States appear on the issue of striking the tainted filings from the record.

IT IS FURTHER ORDERED that the Clerk of this Court issue a Notice to Show Cause directing and requiring Tina Ansari and the United States to appear in the courtroom of the United States District Court for the Southern District of Texas, Courtroom 8A, 515 Rusk Street, Houston, TX 77002 on the _____ day of September, 2024 at _____, then and there to show cause why she should not be adjudged in contempt of this Court and sanctioned by reasons of the grounds set forth in the Motion.

David Hittner
United States District Judge

IT IS SO ORDERED this _____ day of September, 2024