

1 District Judge Richard A. Jones
2 Chief Magistrate Judge Theresa L. Fricke
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 JASKARAN SINGH,

Case No. 2:25-cv-00504-RAJ-TLF

10 Petitioner,

11 v.
12 RESPONDENT'S MOTION TO
13 ENFORCEMENT FIELD OFFICE
14 DIRECTOR,
15 DISMISS FOR MOOTNESS AND
16 STATUS
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NOTICE OF CHANGE IN CUSTODY
STATUS
Noted for Consideration on:
June 25, 2025

Respondent.

Respondent, by and through counsel, Teal Luthy Miller, Acting United States Attorney

for the Western District of Washington, and Michelle Lambert, Assistant United States Attorney

for said District, respectfully moves to dismiss this habeas petition for mootness.

Pro se Petitioner Jaskaran Singh filed the instant habeas petition seeking release from immigration detention. Dkt. No. 4, Pet., Relief Requested. This case is now moot because Singh was removed from the United States to India on May 26, 2025. Declaration of Christopher Sica, ¶ 3.

For a federal court to have jurisdiction, "an actual controversy must exist at all stages of the litigation." *Biodiversity Legal Foundation v. Badgley*, 309 F.3d 1166, 1173 (9th Cir. 2002).

RESPONDENT'S MOTION TO DISMISS FOR MOOTNESS
[Case No. 2:25-cv-00504-RAJ-TLF] - 1

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1 "For a habeas petition to continue to present a live controversy after the petitioner's release or
2 deportation . . . there must be some remaining 'collateral consequence' that may be redressed by
3 success on the petition." *Abdala v. INS*, 488 F.3d 1061, 1064 (9th Cir. 2007). Here, Singh's
4 habeas petition challenges his detention, and does not allege any collateral consequence that can
5 be addressed by this Court. Now that Singh is no longer in custody due to his removal, his
6 habeas petition is moot. *Abdala*, 488 F.3d at 1065 (describing habeas petitions that claim
7 indefinite detention as fully resolved and rendered moot by the petitioner's release from
8 custody); *Babak v. ICE FOD*, 20-cv-212-RSM-BAT, 2020 WL 1976798, at *1 (W.D. Wash.
9 Mar. 31, 2020) *R&R adopted* by 2020 WL 1974335, at *1 (W.D. Wash. Apr. 24, 2020)
10 (dismissing habeas petition as moot after ICE released petitioner on supervision).

11 Accordingly, this Court should dismiss the habeas petition in its entirety. *Foster v.*
12 *Carson*, 346 F.3d 742, 745 (9th Cir. 2003) (court lacks jurisdiction to hear claims that are
13 moot).

14 DATED this 28th day of May, 2025.

15 Respectfully submitted,

16 TEAL LUTHY MILLER
17 Acting United States Attorney

18 *s/ Michelle R. Lambert*
19 MICHELLE R. LAMBERT, NYS #4666657
20 Assistant United States Attorney
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25 Attorneys for Plaintiff

26 I certify that this memorandum contains 290
27 words, in compliance with the Local Civil Rules.

CERTIFICATE OF SERVICE

I hereby certify that I am an employee in the Office of the United States Attorney for the Western District of Washington and of such age and discretion as to be competent to serve papers.

5 I further certify that on this date, I electronically filed the foregoing and following
6 supporting declaration with the Clerk of the Court using the CM/ECF system, which will send
7 notice of such filing to the following CM/ECF participant(s):

8 - 0 -

9 I further certify that on this date, I arranged for service of the foregoing on the following
10 non-CM/ECF participant, via Certified Mail with return receipt, postage prepaid, addressed as
11 follows:

12 Jaskaran Singh, *Pro Se Petitioner*
A# [REDACTED]
13 NW ICE Processing Center
1623 E. J Street, Suite 5
14 Tacoma, WA 98421-1615

15 DATED this 28th day of May, 2025.

s/ Albert Kidd
ALBERT KIDD, Legal Assistant
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