

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION**

**STEPHANE PARDOUE,**

:

:

**Petitioner,**

:

**Case No. 4:25-CV-113-CDL-AGH**

**v.**

:

**28 U.S.C. § 2241**

:

**WARDEN, STEWART DETENTION  
CENTER,**

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:

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**Respondent.**

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**RESPONSE TO MOTION FOR IMMEDIATE RELEASE**

On March 24, 2025, the Court received Petitioner’s petition for a writ of habeas corpus (“Petition”). ECF No. 1. On April 14, 2025, the Court ordered Respondent to respond to the Petition. ECF No. 7. On May 23, 2025, in lieu of a response, Respondent filed a Motion for Order for Bond Hearing. ECF No. 18. That Motion requests that the Court (1) issue an order for Petitioner to appear before an immigration judge (“IJ”) for a bond hearing and individualized bond determination pursuant to 8 U.S.C. § 1226(a) and the applicable regulations within twenty-one days, and (2) stay further briefing on the Petition until the IJ makes an individualized bond determination. Mot. for Order for Bond Hearing 1-4, ECF No. 18.

On May 28, 2025, the Court received a document from Petitioner that has been docketed as a Motion for Immediate Release. ECF No. 19. The document is directed to “DHS/ICE Office of Chief Counsel”—not the Court. Mot. for Imm. Release 1, ECF No. 18-1. Therein, Petitioner appears to challenge his refusal of admission pursuant to the Visa Waiver Program (“VWP”), 8 U.S.C. § 1187. *Id.* at 1-2; *see also* Bush Decl. ¶¶ 4-6, ECF No. 18-1.

As Respondent argued in its Motion for Order for Bond Hearing, the Court should stay further briefing in this case until the Court orders a bond hearing pursuant to 8 U.S.C. § 1226(a) and the applicable regulations and Petitioner receives an individualized bond determination. Mot. for Order for Bond Hearing 1-4. In alignment with that prior request, Respondent respectfully requests that briefing on the present motion similarly be stayed. Petitioner raised the same argument advanced in the present motion in the Petition. Pet. 6, ECF No. 1. And as Respondent noted in its Motion for Order for Bond hearing, Petitioner has also raised this claim in many of his other filings. Pet'r's Resp. to Ct. Order 1-2; Pet'r's 1st Br. 1-2, ECF No. 9; Pet'r's 2d Br. 1-2, ECF No. 11; Pet'r's 3d Br. 3, ECF No. 14; Pet'r's 4th Br. 3, ECF No. 15; Pet'r's 5th Br. 3, ECF No. 16; *see* Mot. for Order for Bond Hearing 3. Petitioner's receipt of an individualized bond determination through a hearing before an IJ would substantially alter analysis of Petitioner claims. *See* Mot. for Order for Bond Hearing 3. For that reason, further briefing in this case should be stayed until the Court orders—and Petitioner receives—that remedy.<sup>1</sup>

Respectfully submitted this 18th day of June, 2025.

C. SHANELLE BOOKER  
ACTING UNITED STATES ATTORNEY

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<sup>1</sup> To the extent the Court considers Petitioner's Motion without ruling on Respondent's Motion for Order for Bond Hearing, Petitioner's Motion should be denied. In seeking review of his refusal of admission and subjection to removal pursuant to the VWP, Petitioner challenges an action taken to remove him from the United States. The Court lacks jurisdiction over this claim pursuant to 8 U.S.C. § 1252(g).

**CERTIFICATE OF SERVICE**

This is to certify that I have this date filed the Response to Motion for Immediate Release with the Clerk of the United States District Court using the CM/ECF system, which will send notification of such filing to the following:

N/A

I further certify that I have this date mailed by United States Postal Service the document and a copy of the Notice of Electronic Filing to the following non-CM/ECF participants:

Stephane Pardoue  
A#   
Stewart Detention Center  
P.O. Box 248  
Lumpkin, GA 31815

This 18th day of June, 2025.

BY: s/ Roger C. Grantham, Jr.  
ROGER C. GRANTHAM, JR.  
Assistant United States Attorney