

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

OMAR MOHAMED,

Petitioner,

v.

WARDEN, PRAIRIELAND DETENTION
CENTER, ET AL.,

Respondent.

Civil Action No. 3:25-CV-00855-D-BN

RESPONSE IN OPPOSITION TO PETITION FOR WRIT OF HABEAS CORPUS

In his petition for a writ of habeas corpus under 28 U.S.C. § 2241, Petitioner Omar Mohamed challenges his most recent period of detention with the Immigration and Customs Enforcement (ICE). As relief, Petitioner seeks release from ICE custody.

Respondents request that the Court dismiss this action under Federal Rule of Civil Procedure 12(b)(1). Dismissal is appropriate because after Petitioner filed the underlying petition, ICE removed him from the United States June 12, 2025. (*See attached* Exhibit, A.) Given that Petitioner has been removed, he is no longer in ICE custody. He has received all of the relief that he requested and to which he would be entitled if successful in his petition, so there is no further relief that the Court may award. Accordingly, the Court should dismiss the habeas petition for lack of jurisdiction as moot. *See, e.g., Chay v. Holder*, 470 F. App'x 406, 406–07 (5th Cir. 2012); *Singh v. Mukasey*, No. 3:08-CV-

2162-O, 2009 WL 1097255, at *1 (N.D. Tex. Apr. 22, 2009); *Caquias v. Dist. Dir. of ICE*, No. 3:08-CV-1808-D, 2008 WL 5378173, at *1 (N.D. Tex. Dec. 23, 2008).

Respectfully submitted,

NANCY E. LARSON
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/s/ Ann E. Cruce-Haag
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Attorneys for Respondent

CERTIFICATE OF SERVICE

On June 30, 2025, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Ann E. Cruce-Haag
ANN E. CRUCE-HAAG
Assistant United States Attorney

EXHIBIT A

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Case No. 3:25-cv-855-D-BN

DECLARATION OF AARON NATION

In accordance with the provisions of Section 1746 of Title 28, United States Code, I, the undersigned, Aaron Nation, do hereby make the following declaration, under penalty of perjury in the above-styled and numbered cause:

1. I, Aaron Nation, am presently employed by the United States Department of Homeland Security (“DHS” or the “Department”), Immigration and Customs Enforcement (“ICE”), in the position of Deportation Officer.
2. My duties as a Deportation Officer include the review of alien files and monitoring the custody status of aliens who have a final order of removal. In carrying out this duty, I am responsible for monitoring the progress of obtaining travel documents necessary for removing aliens to the designated country of removal. As a Deportation Officer, I have access to records maintained in the ordinary course of business by ICE.

3. I was the Deportation Officer assigned to the case of Omar MOHAMED, alien file number [REDACTED], a native and citizen of Yemen. My involvement with MOHAMED's case has included monitoring his detention history, seeking to obtain travel documents, and reviewing custody determinations made in his case.
4. On or about April 15, 2025, ERO obtained a travel document for MOHAMED.
5. On June 12, 2025, MOHAMED was removed from the United States to Yemen via a charter flight.

Sworn to and subscribed this 18th day of June 2025.

Aaron Nation

Aaron Nation
Deportation Officer
Department of Homeland Security
Immigration and Customs Enforcement