

**THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
CINCINNATI DIVISION**

**MOHAN KARKI, MADAN RAI, and
SOM DHIMAL**

Petitioner-Plaintiffs,

v.


RICHARD JONES, Sheriff of Butler County, in his official capacity; **PAMELA BONDI**, Attorney General of the United States, in her official capacity; **KRISTI NOEM**, Secretary of the U.S. Department of Homeland Security, in her official capacity; **TODD LYONS**, Acting Director of U.S. Immigration and Customs Enforcement, in his official capacity; **ROBERT LYNCH**, Director of the Detroit Field Office for U.S. Immigration and Customs Enforcement, in his official capacity.


Respondents-Defendants.

Case No. 25-281

Hon. Matthew W. McFarland
Mag. Stephanie K. Bowman

**PETITIONERS' MOTION FOR A TEMPORARY RESTRAINING ORDER
AND/OR STAY OF REMOVAL**

Pursuant to Rule 65 of the Federal Rules of Civil Procedure and Local Rule 65.1, Petitioners respectfully move this Court for a Temporary Restraining Order and/or stay of removal to prevent their imminent deportation under circumstances that violate the Immigration and Nationality Act (INA), the Convention Against Torture (CAT), and the Due Process Clause of the Fifth Amendment. Petitioners are stateless 

 who were resettled in the United States more than a decade ago and

have recently been detained for removal. Based on new evidence, their removal to Bhutan is expected to result in their immediate expulsion to third countries—namely, India and Nepal—where they face persecution, detention, and lack of legal status.

The requested relief is necessary to preserve Petitioners' statutory and constitutional rights while they seek to file or supplement motions to reopen based on changed country conditions. Removal prior to that opportunity would cause irreparable harm and foreclose access to remedies guaranteed under 8 U.S.C. § 1229a(c)(7), 8 U.S.C. § 1231(b)(3), and the Convention Against Torture.

Petitioners' counsel has contacted the Office of the United States Attorney and notified government counsel of the filing of this motion and will request a preliminary conference in accordance with Local Rule 65.1. Petitioners request that this Court schedule oral argument at the earliest possible opportunity.

WHEREFORE,

Petitioners respectfully request that this Court:

1. Issue a Temporary Restraining Order and/or Stay of Removal prohibiting Respondents from removing Petitioners until such time as they receive meaningful notice of the intended country of removal and are afforded an opportunity to seek reopening of their immigration cases;
2. Set a hearing on the merits of this request for preliminary relief; and
3. Grant such other and further relief as the Court deems just and proper

Respectfully submitted,



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Counsel for Petitioner-Plaintiffs

Dated: June 9, 2025

CERTIFICATE OF SERVICE

I hereby certify that on June 9, 2025, I electronically filed the foregoing papers with the Clerk of the Court using the ECF system, which will send notification of such filing to all counsel of record.

Respectfully submitted,



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Dated: June 9, 2025