

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

M.S.M.,

Petitioner

v.

Yolanda PITTMAN,

in her official capacity as Warden
of the Elizabeth Contract
Detention Facility;

John TSOUKARIS,

in his official capacity as
Newark Field Office Director,
Enforcement and Removal Operations
for U.S. Immigration and Customs
Enforcement;

Kristi NOEM,

in her official capacity as
Secretary of the U.S. Department
of Homeland Security;

Pamela BONDI,

in her official capacity as
Attorney General of the United
States,

Respondents.

Case No. _____

**ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION WITH A
TEMPORARY RESTRAINING ORDER**

THIS MATTER having been opened to the Court by Adam R.
Mandelsberg, Esq., attorney for Petitioner M.S.M., and the Court
having considered the papers, and for good cause shown;

IT IS ON THIS _____ DAY OF _____, 2025,

ORDERED that the Defendants named herein shall show cause before the Court at the Court Room of the undersigned located at the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07102 on _____, 2025, at _____ and then and there specifically Show Cause why the Court should not enter an Order granting Preliminary Injunctive Relief as follows:

- (1) Issue a preliminary injunction requiring Respondents to release Petitioner and enjoin them from continuing to detain Petitioner during the pendency of this petition; and/or;
- (2) Order Petitioner released from Respondents' custody pursuant to the Court's inherent authority as described *Lucas v. Hadden*; and/or
- (3) Order Respondents to show cause why Petitioner's Verified Petition should not be expeditiously granted; and/or
- (4) Grant Petitioner such other, further and additional relief as the Court deems just and appropriate.

IT IS FURTHER ORDERED that, sufficient reason having been shown therefore, pending the hearing of Petitioner's application for a preliminary injunction, pursuant to Fed. R. Civ. P. 65, the Defendants, their officers, employees, agents, and all

persons acting in active concert or participation are temporarily restrained and enjoined from:

- (1) Continuing to detain Petitioner during the pendency of this petition; and/or;

IT IS FURTHER ORDERED that Plaintiff shall cause a copy of this Order to Show Cause and the accompanying moving papers to be immediately served upon all Defendants in accordance with the *Federal Rules of Civil Procedure* on or before _____, 2025; and

IT IS FURTHER ORDERED that any Defendant wishing to be heard shall each have until close of business on _____, 2025 to file any written opposition with the Court which opposition shall be simultaneously served upon Plaintiff's attorney; and

IT IS FURTHER ORDERED that Plaintiff shall have until close of business on _____, 2025 to file any written reply to Defendant's opposition.

U.S.D.J.