



August 7, 2025

Via Electronic Filing

Honorable Julien Xavier Neals
United States District Judge
Martin Luther King Bldg. & U.S. Courthouse
50 Walnut Street
Newark, New Jersey 07102

Re: *Servellon Giron v. Noem, et al.*, Civil No. 2:25-cv-6301-JXN

**PETITIONER'S OBJECTION TO THE FAILURE TO PRODUCE HIM
FOR THE HEARING ON AUGUST 12, 2025**

Dear Judge Neals,

This firm represents Petitioner in his above-referenced petition for a writ of habeas corpus. On Wednesday, August 6, 2025, the Court required that Respondents produce Petitioner before the Court at a hearing on Tuesday, August 12, 2025 at 12pm. ECF No. 24. On Thursday, August 7, 2025, the U.S. Marshals Service represented that they would not be able to produce Petitioner in time for the hearing on Tuesday. ECF No. 25. Respondents consented to the hearing moving forward as scheduled. ECF No. 26.

Petitioner wishes to proceed with the hearing as scheduled. However, Petitioner objects to the failure to produce him in person for that hearing, because no explanation has been provided for why he cannot be produced. We know that as recently as July 20, 2025, Respondents moved Petitioner from Winn Correctional to within the District of New Jersey (and back), in the custody of Respondent U.S. Immigration and Customs Enforcement (ICE). *See* ECF No. 15.

Accordingly, we request that the Court order Respondents to make every effort to coordinate with the U.S. Marshals Service and facilitate the production of Petitioner for the hearing on Tuesday, August 12, 2025.

If Respondents certify that Petitioner cannot be produced, we request that this Court order Respondents, to provide, at the scheduled hearing, documentation of their efforts to facilitate his production and to furnish this Court with an explanation for why his production was not possible.

If Petitioner is not produced, we further request that this Court order Respondents to make every effort to facilitate Petitioner's virtual presence at the hearing on Tuesday, August 12, 2025.

Finally, whether or not Petitioner is produced, we further request that this Court order Respondent ICE – via an official with the power to execute an order from this Court – to appear virtually at the hearing on Tuesday, August 12, 2025.

Otherwise, Petitioner does not object to going forward with the hearing as scheduled, on Tuesday August 12, 2025 at 12pm.

We thank the Court for its attention to this matter.

Respectfully submitted,

Date: August 7, 2025

/s/ Stephanie E. Gibbs
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Cc: All counsel of record (via ECF).

Counsel for Petitioner