



1. Pursuant to Fed. R. Civ. P. 65(b), Petitioners/Plaintiffs (“Mrs. Sakeik”) move this Court to issue a temporary restraining order (“TRO”) before June 27, 2025, that prohibits Respondents/Defendants from removing her or causing her removal from the United States.

2. Mrs. Sakeik respectfully asks that the Court issue the requested TRO as soon as practicable prior to June 27, 2025, the date by which ICE has ordered her to depart the United States. If the Court finds a conference or hearing necessary before granting the TRO, Mrs. Sakeik respectfully asks that the Court order and hold it as soon as practicable before June 27, 2025.

3. Mrs. Sakeik further requests that the requested TRO remain in effect until the Court rules on the merits of her contemporaneously filed Motion for Writ of Habeas Corpus and Complaint for Declaratory and Injunctive Relief.

4. Counsel for Mrs. Sakeik in this action has tried to ascertain the position of the U.S. Attorney’s Office for the Northern District of Texas on the relief sought herein, and the U.S. Attorney’s Office has not yet ascertained a position on the case.

5. In support of this motion and as pled in their contemporaneously filed Verified Petition for Writ of Habeas Corpus and Complaint for Declaratory and Injunctive Relief (“Habeas Petition”), Mrs. Sakeik alleges the following.

6. Mrs. Sakeik is a taxpayer and owns her house in Dallas, where she lives with her U.S. citizen spouse, Taahir Sheikh. Moreover, she owns her professional wedding photographer business.

7. In 2015, Mrs. Sakeik became subject to a final order of removal to Saudi Arabia, her last country of residence. Instead of undertaking removal, ICE placed her under orders

of supervision, in the public interest. Under the orders of supervision, Mrs. Sakeik continued her life in Dallas, Texas: studying, working, and remaining active in her community. *See Habeas Pet.* at ¶ 2.

8. Ten years later, on February 10, 2025, ICE reversed course arbitrarily. It revoked the orders of supervision, detained Mrs. Sakeik, and informed her that her order of removal would be executed and she would be deported from the United States.

9. In response to ICE's arbitrary revocation of years of favorable discretion, Mrs. Sakeik is trying to vindicate her legal entitlement to seek mandatory protection against removal to Israel. She is doing so by moving the Board of Immigration Appeals ("BIA") to stay her removal and reopen her removal case, based on changed circumstances. Since Mrs. Sakeik's removal orders became final in 2015, circumstances in Saudi Arabia, the Gaza Strip, the West Bank, and Israel have significantly changed. As a result, Mrs. Sakeik has well-founded fear of persecution, torture, or death at the hands of the government or parties that the government is unable or unwilling to control if she is removed to any of these countries.

10. The pendency of Mrs. Sakeik's motion at the BIA affords her no protection against removal to Israel. Accordingly, Mrs. Sakeik seeks, through this motion, to preserve the status quo, at least until the adjudication of her Motion to Reopen. If, instead, ICE causes her summary removal to Saudi Arabia, Israel, or Palestinian Authority territories, while her BIA Motion to reopen is pending, she could suffer the very fate—persecution, torture, or death—that their BIA motions seek to avoid. That possibility is both "Kafkaesque" and unlawful. *See Devitri v. Cronen*, 289 F. Supp. 3d 287, 294 (D. Mass. Feb. 1, 2018), *vacating as moot*, Judgment, No. 18-1281 (1st Cir. Feb. 6, 2019). Therefore, a TRO from this Court staying removal pending the

adjudication of Mrs. Sakeik's contemporaneous Motion to Reopen is essential in order to prevent irreparable harm to her.

11. Unless this Court intervenes, it is also extremely likely that on or soon after June 23, 2025, ICE will continue to unlawfully detain Mrs. Sakeik for no legitimate purpose. Mrs. Sakeik poses no danger to the community. She poses no flight risk, either, as demonstrated by their years of compliance with the terms of ICE's supervision. All that she seeks is a chance to be heard meaningfully on her pending claim before the BIA for mandatory protection against removal based on changed circumstances and to do so in relative safety, from within the United States, and at liberty. Accordingly, through a TRO, this Court should enjoin ICE from detaining Mrs. Sakeik, at least until the adjudication of their contemporaneously filed Motion to Reopen. Such emergency relief is necessary to prevent irreparable harm to Mrs. Sakeik.

**WHEREFORE**, Mrs. Sakeik respectfully asks that this Court:

A grant, as soon as practicable, their Emergency Motion for Temporary Restraining Order Before June 13, 2019, and, if the Court finds a conference or hearing necessary in order to grant the TRO, order and conduct it as soon as practicable.

- A. Enter the Proposed Order Granting Petitioner's Emergency Motion for Temporary Restraining Order; and
- B. Grant such other and further relief as justice may require.

Date: June 22, 2025

Respectfully Submitted,

/s/Waled Aly Elsaban  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 22, 2025, Petitioners' Emergency Motion for Temporary Restraining Order Before June 23, 2025, was filed on PACER with the Northern District of Texas. I further certify that on June 22, 2025, the motion was served in person on the U.S. Attorney's Office for the Northern District of Texas, located at 1100 Commerce St, Room 1452, Dallas, TX 75242.

Date: June 22, 2025

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*Attorney for Petitioners*



Pursuant to Fed. R. Civ. P. 65(b) and for good cause shown, this Order shall remain in full force and effect until adjudication of Petitioners'/Plaintiffs' Motion for Preliminary Injunction.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_

\_\_\_\_\_  
United States District Court Judge