

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

JORGE A. ARIAS,

Petitioner,

v.

PATRICIA HYDE, et al.,

Respondents.

Civil Action No. 25-cv-11605-ADB

STATUS REPORT

Respondents provide the following Status Report as to Petitioner's detention location as directed by this Court's Order. Doc. No. 7.

The undersigned counsel has been informed by ICE agency counsel that Petitioner is currently detained at the Moshannon Valley Detention Center in Philipsburg, Pennsylvania. This facility is located at 555 GEO Drive, Philipsburg, PA 16866. ICE agency counsel also informed the undersigned that Petitioner was transferred from ICE custody in the District of Massachusetts to the Moshannon Valley Correctional Facility on May 27, 2025, and he has remained at such facility since that date. This habeas petition ("Petition") was filed on June 3, 2025.

If Petitioner does not dismiss this Petition or ask the Court to transfer the action to the U.S. District Court for the Middle District of Pennsylvania, Respondents intend to argue that this Court lacks jurisdiction over this matter as Petitioner was not present in the District of Massachusetts when he filed the Petition on June 3, 2025. *See Vasquez v. Reno*, 233 F.3d 688, 690 (1st Cir. 2000) (Explaining that "an alien who seeks a writ of habeas corpus contesting the legality of his detention by the [ICE] normally must name as the respondent his immediate

custodian, that is, the individual having day-to-day control over the facility in which he is being detained.”); *Tham v. Adducci*, 319 F. Supp. 3d 574, 577 (D. Mass. 2018) (holding that “jurisdiction lies in only one district: the district of confinement.”); *Kantengwa v. Brackett*, No. 19-CV-12566-NMG, 2020 WL 93955, at *1 (D. Mass. Jan. 7, 2020) (“Because the District of Massachusetts is not the district of Kantengwa’s confinement, jurisdiction is lacking.”); *Hernandez v. Lyons*, 1:19-cv-10519-DJC, ECF No. 18 (D. Mass. Oct. 11, 2019) (Allowing motion to dismiss as habeas petitioner “was not in the district when he filed or was pursuing this Petition as is required.”).

Respectfully submitted,

LEAH B. FOLEY
United States Attorney

Dated: June 13, 2025

By: /s/ Michael Sady
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CERTIFICATE OF SERVICE

I, Michael Sady, Assistant United States Attorney, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

Dated: June 13, 2025

By: /s/ Michael Sady
Michael Sady
Assistant United States Attorney