

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
SAN ANGELO DIVISION

TAM CHI NGUYEN,  
PETITIONER,

Case No. 6:25-CV-057-H

v.

KRISTI NOEM, et al.,  
RESPONDENTS.

**NOTICE MR. NGUYEN WAS NOT REMOVED ON AUGUST 11, 2025 & IS  
BACK IN TEXAS WHERE HE REMAINS IN ICE DETENTION**

Petitioner, Mr. Nguyen, by and through undersigned counsel, files this Notice to apprise the Court of recent developments that have transpired since the Court's resolution of his habeas petition. Contrary to the Government's representations to this Court, Mr. Nguyen was not removed to Vietnam on August 11, 2025. Instead, Mr. Nguyen was subjected to transportation to Louisiana, and then transportation back to Texas where he continues to remain detained in the custody of ICE.

On August 4, 2025, the Government informed the Court that it intended to remove Mr. Nguyen on Monday, August 11, 2025.<sup>1</sup> In response, on August 5, 2025, the Court issued an order expediting the briefing schedule and specifically requested that the Government clarify Mr. Nguyen's removal destination, noting its intent to resolve the case

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<sup>1</sup> (Dkt. No. 15.)

before the scheduled removal.<sup>2</sup> That same day, the Government filed a notice confirming that Mr. Nguyen would be removed to Vietnam on August 11, 2025.<sup>3</sup>

Throughout these proceedings, Mr. Nguyen has never sought to impede or delay his removal. He and his family were prepared for his return to Vietnam and the restoration of his liberty after a lengthy detention. His family invested significant time and effort in making arrangements for his arrival.

However, the promised removal did not materialize. Although Mr. Nguyen was transported to Louisiana, purportedly for a charter flight to Vietnam, he was not placed on that flight. It has now been three days since the Government's represented date of removal. Mr. Nguyen has since been transported back to Texas and is now detained at the Prairieland Detention Center, (located in a different division of NDTX). His detention continues without a new, definite date for removal.

Mr. Nguyen has now been detained for approximately 120 days. It has also become apparent that the Government failed to conduct a 90-day custody review. Not that such a review would have mattered as the decision to continue detention would have likely been made given the "certain" removal on August 11—a certainty that has proven illusory.

The continued detention of Mr. Nguyen is unnecessary. He has made it clear to the Government that he will voluntarily depart to Vietnam at his own expense. His family is prepared to purchase a commercial airline ticket from Dallas/Fort Worth International

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<sup>2</sup> (Dkt. No. 16.)

<sup>3</sup> (Dkt. No. 17.)

Airport (DFW) to Vietnam for his travel within the next two weeks. This practical solution would achieve the Government's stated goal of removal far more quickly and would save thousands in taxpayer dollars.

Given that the Court resolved the habeas petition and terminated this case, Mr. Nguyen is uncertain of what, if any, remedy remains before this Court.

Accordingly, while undersigned counsel evaluates what recourse Mr. Nguyen may have at this time, if any, Petitioner believed it was appropriate to apprise the Court that Mr. Nguyen's imminent removal did not occur as the Government promised.

RESPECTFULLY SUBMITTED,

/s/ Dan Gividen

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