

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

DIEN XUAN NGO,

PETITIONER,

v.

KRISTI NOEM, et al.,

RESPONDENTS.

Civil Case No. 3:25-cv-1943-L-BT

JOINT STATUS REPORT

COME NOW Petitioner Dien Xuan Ngo ("Petitioner") and Respondents Kristi Noem, et al. ("the government"), by and through their respective counsel, and file this Joint Status Report in accordance with the Court's Order of August 25, 2025 (ECF No. 13), and state as follows:

1. **Consolidation of Issues:** The parties have been treating the issues in the habeas petition and the motion for a temporary restraining order as one and the same. Therefore, the parties have no objection to the issues being consolidated for judicial efficiency.
2. **Proposed Briefing Schedule:** The parties believe they have briefed the issues raised by both the habeas petition and the request for injunctive relief in their filings to this point. Petitioner's position, as set forth in his Motion for an Evidentiary Hearing, is that this matter is ripe for an evidentiary hearing or an order granting the requested relief. The government's position is that the matter is ripe for a decision

on the current filings. To the extent the Court disagrees and requires further briefing, the parties propose the following alternative schedules:

- **Petitioner's Proposal:** The government shall file a response on or before Friday, September 5, 2025. Petitioner's reply, if any, would be due on or before Monday, September 8, 2025.
 - **Government's Proposal:** The government shall file its response on or before Wednesday, September 10, 2025. Petitioner would then file his reply on or before Friday, September 12, 2025.
3. **Status of Petitioner's Incarceration:** Petitioner remains incarcerated in ICE custody, currently at the Florence Correctional Center in Florence, Arizona.¹ It is Petitioner's position that this detention is unlawful. The government's position is that Petitioner is lawfully detained.
4. **Other Relevant Matters:** Petitioner's Motion for an Evidentiary Hearing remains pending. It is Petitioner's position that setting this motion for a hearing provides the most efficient path to the adjudication of these proceedings.

[Nothing further on this page.]

¹ The parties agree that this Court continues to have jurisdiction over these proceedings as Mr. Ngo was detained at the Prairieland Detention Center in Alvarado, Texas at the time it was filed.

5. **Unsealing of Case:** Petitioner requests that any filings containing his personal identifying information, including his Alien # and date of birth, be redacted before the case is unsealed. To this end, the parties have agreed to provide redacted versions of any filings they made which contain such information.

RESPECTFULLY SUBMITTED.

/s/ Ann Cruce-Haag

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