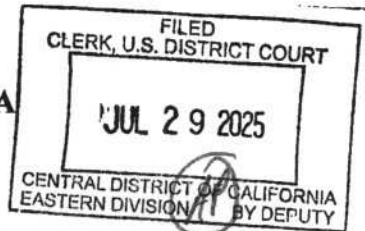


**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION – RIVERSIDE**



FEE PAID

GRIGORII FEDOROV ([REDACTED]),

Petitioner,

EDCV 25-01956-JLS (SP)
v.

WARDEN, Adelanto ICE Processing Center – Desert View Facility;

KRISTI NOEM, Secretary of DHS;

Field Office Director,

Enforcement and Removal Operations,

ICE Los Angeles Field Office;

PAM BONDI, U.S. Attorney General,

Respondents.

EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS AND

MOTION FOR TEMPORARY RESTRAINING ORDER

Filed by: MARINA FEDOROVA, Pro Se, as Next Friend

of Grigorii Fedorov

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COVER LETTER

 Irvine, CA 

07/28/2025

Clerk of the Court

United States District Court



Central District of California

Eastern Division – Riverside

EMERGENCY HABEAS PETITION – REQUEST FOR

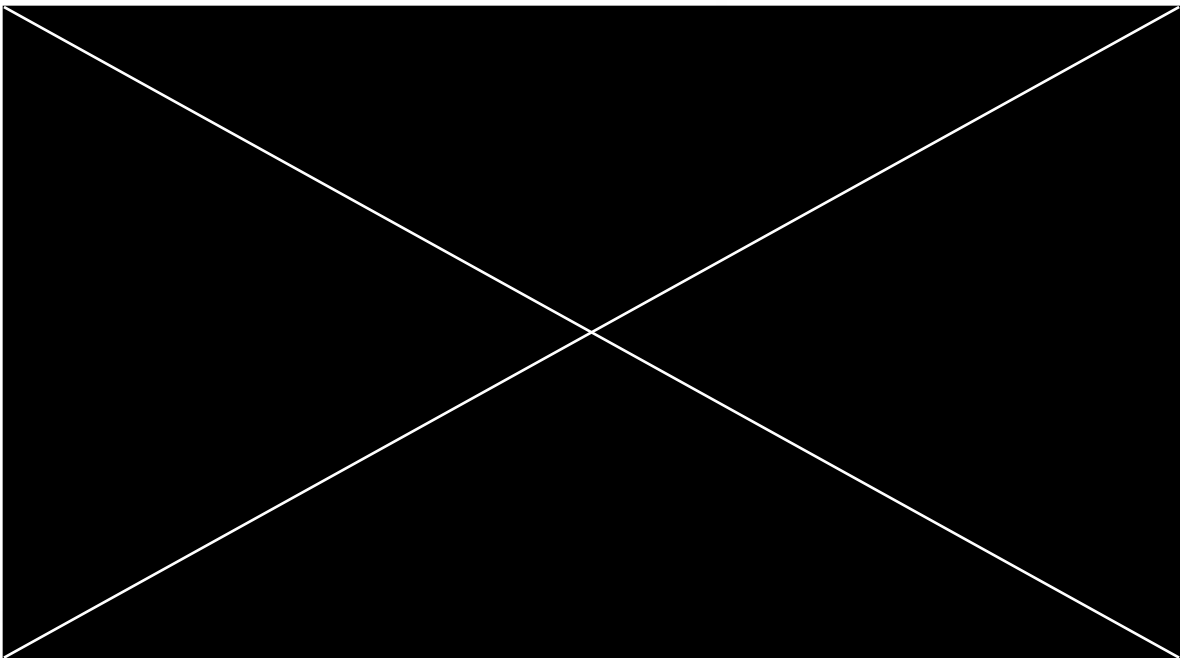
IMMEDIATE REVIEW

Dear Clerk of the Court,

Enclosed is an Emergency Petition for Writ of Habeas Corpus and Motion for Temporary Restraining Order on behalf of my husband, **Grigorii Fedorov** (
) , currently detained at Adelanto ICE Processing Center – Desert View Facility.

Mr. Fedorov has been under a final order of removal since September 6, 2024 – over nine months – with a pending Ninth Circuit appeal and an active Stay of Removal. He was detained despite 2.5 years of flawless SmartLink compliance, zero violations, and voluntary appearance within one hour of ICE notification.


This is exactly the type of prolonged detention prohibited under *Zadvydas v. Davis*, 533 U.S. 678 (2001) where removal is not reasonably foreseeable, and detention serves no legitimate immigration purpose.




The recent case of **Leonid Melekhin**, deported from the U.S. on July 25, 2025 and immediately imprisoned by the FSB (Federal Security Service of the Russian Federation), demonstrates that the risk to Mr. Fedorov is not speculative but immediate and real.

We respectfully request immediate review.

Respectfully,

Marina Fedorova 

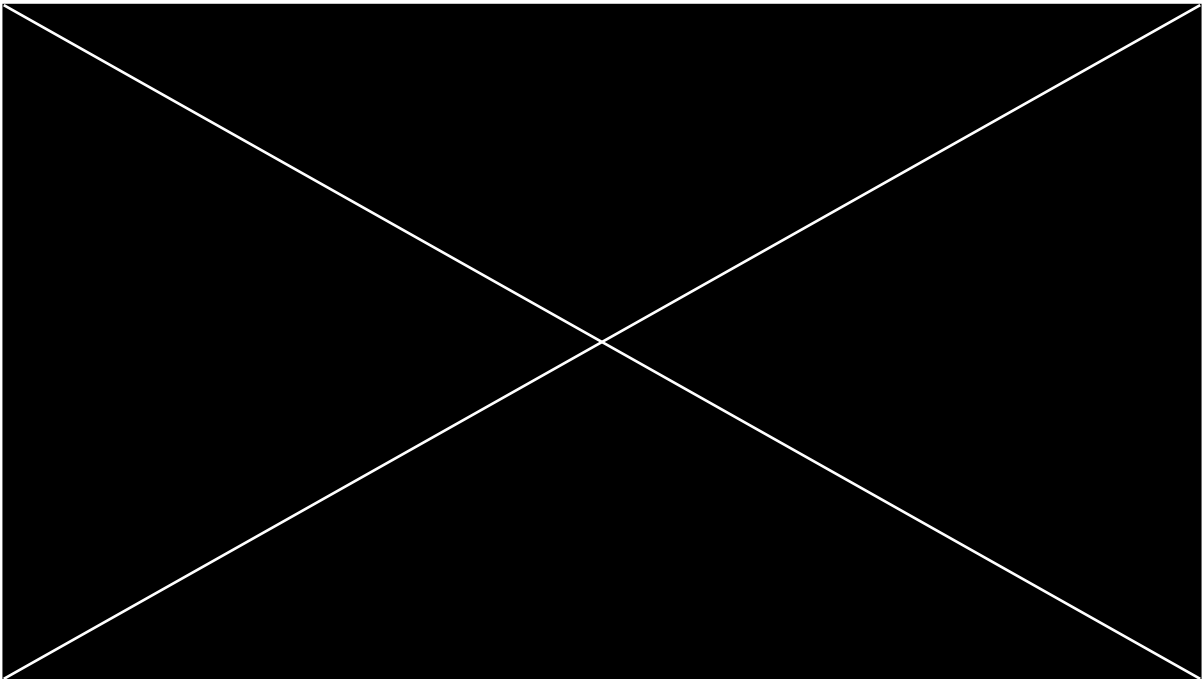
Pro Se Petitioner, Next Friend of Grigorii Fedorov

On behalf of minor children  Fedorov

EXCEPTIONAL CIRCUMSTANCES

1. 2.5 years of flawless SmartLink compliance and voluntary appearance within one hour of ICE notification.

2. Active Stay of Removal with Final Order – detention serves no purpose under *Zadvydas v. Davis*.



AO-242 – PETITION FOR WRIT OF HABEAS CORPUS

- **Petitioner:** Grigorii Fedorov (A# [REDACTED])
- **Detained At:** Adelanto ICE Processing Center – Desert View Facility
- **Filed By:** Marina Fedorova, as Next Friend (Pro Se)

Grounds for Relief:

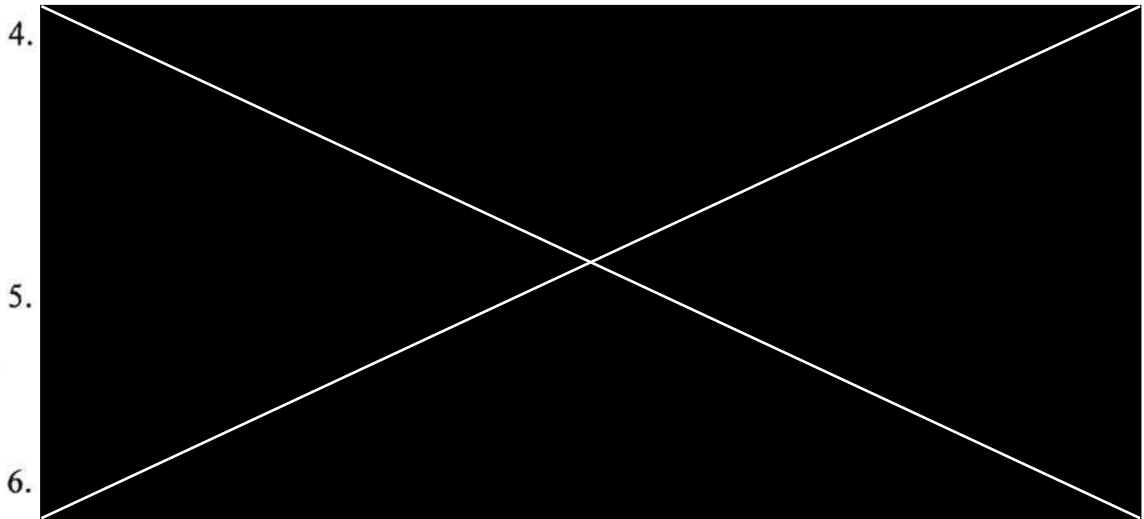
- Unlawful civil detention under 28 U.S.C. §2241 and Fifth Amendment.
- Active Stay of Removal; detention serves no immigration purpose.
- Imminent risk of torture upon removal (CAT Art. 3).

- [REDACTED]

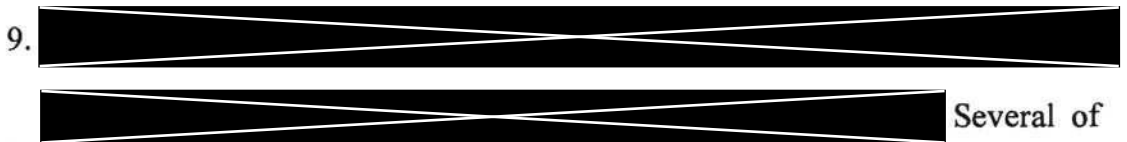
Facts Supporting Petition:

1. Petitioner maintained over **2.5 years of flawless SmartLink compliance with zero violations**, demonstrating that less restrictive alternatives to detention were entirely sufficient (**Exhibit A**).
2. On June 3, 2025, after receiving a SmartLink alert, Petitioner voluntarily appeared at ICE **within one hour** and was detained despite a pending Ninth Circuit appeal and an active Stay of Removal (**Exhibit B**).

3. The final order of removal has been in effect since September 6, 2024 – over nine months – without ICE effectuating removal, proving that deportation is not reasonably foreseeable under *Zadvydas*.

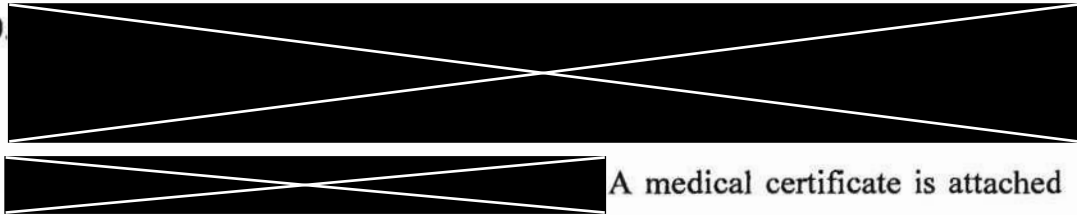


7. Refusal to cooperate with consulate stems from well-founded fear of torture/death (CAT Art. 3).
8. July 25, 2025 deportation and imprisonment of Leonid Melekhin proves imminent danger (**Exhibit E**).



Several of Petitioner's brothers, colleagues, and friends have been killed in the war. This has intensified his well-founded fear of forced mobilization, torture, and death upon return to Russia.

10



(Exhibit F).

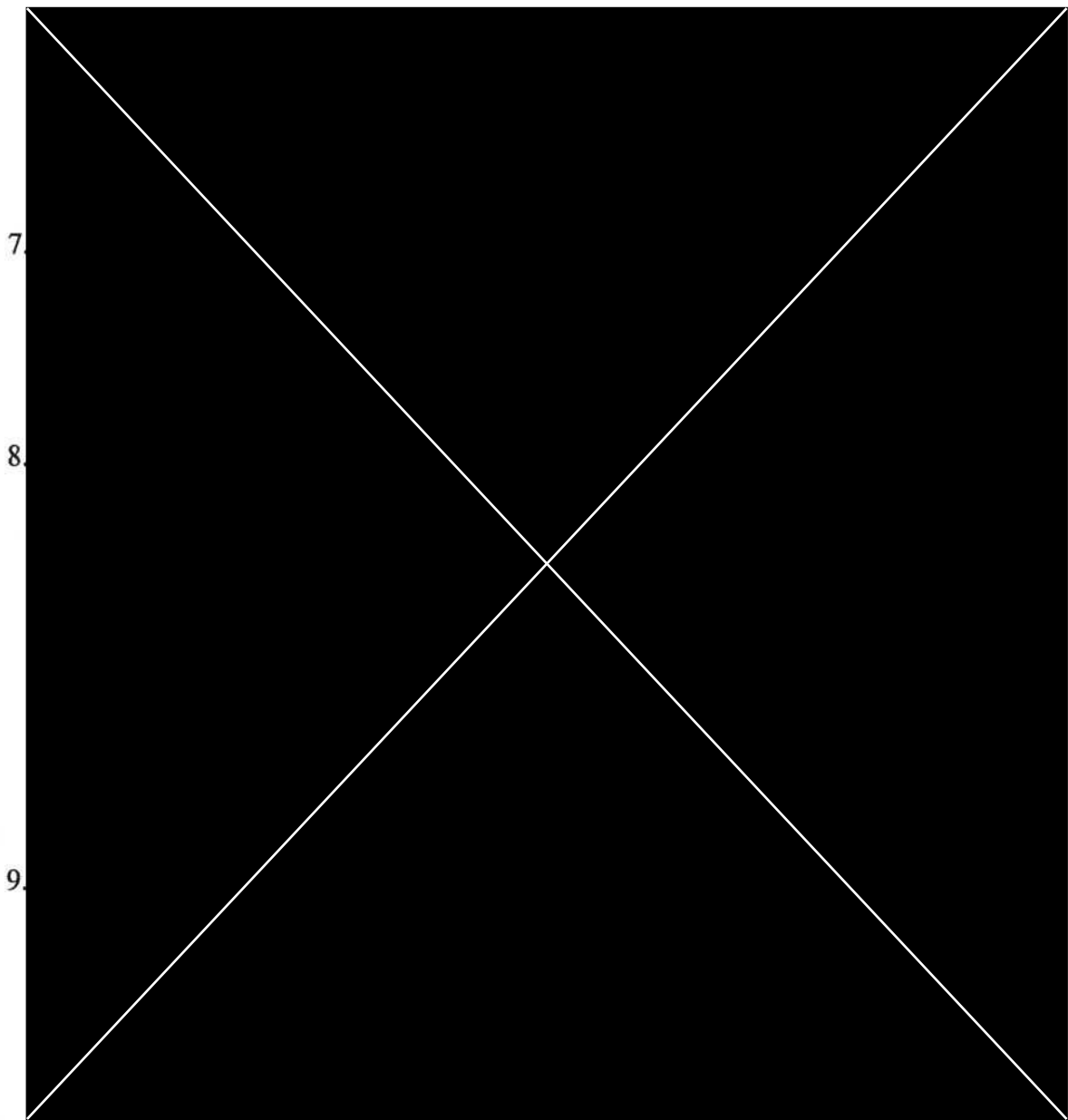
DECLARATION OF MARINA FEDOROVA

I, **Marina Fedorova**, declare under penalty of perjury:

1. I am the wife of **Grigorii Fedorov** (A [REDACTED]) and mother of our two minor children, [REDACTED].
2. My husband is a citizen of Russia and [REDACTED]
[REDACTED].
3. He fled Russia [REDACTED]
[REDACTED].
4. Since December 2022, he has been on **ICE SmartLink monitoring with perfect compliance and zero violations**. Available screenshots are attached as **Exhibit A**; ICE maintains full logs confirming this record.
5. On June 3, 2025, after receiving a SmartLink alert, my husband voluntarily appeared at ICE **within one hour** and was detained despite an active Ninth Circuit appeal and Stay of Removal.

The **final removal order has been pending since September 2024 – more than nine months – without ICE effectuating removal, despite 2.5 years of perfect SmartLink compliance**. This prolonged civil detention violates *Zadvydas v. Davis*, 533 U.S. 678 (2001).

6. [REDACTED]



a. Deportation would expose my husband to **immediate imprisonment and torture**



. The recent deportation and imprisonment of **Leonid Melekhin** demonstrate that this risk is imminent and real.


Executed on 07/28/2025

Respectfully submitted,

Marina Fedorova



Pro Se Petitioner, Next Friend of Grigorii Fedorov

On behalf of minor children  Fedorov

MEMORANDUM OF POINTS AND AUTHORITIES

I. Unlawful Detention – *Zadvydas v. Davis*


- Petitioner’s civil detention violates 28 U.S.C. §2241 and the Fifth Amendment. The Final Order of Removal has been in effect since September 6, 2024 – over nine months – without ICE effectuating removal despite full cooperation and 2.5 years of flawless SmartLink compliance. A Ninth Circuit Stay of Removal remains active, making removal not reasonably foreseeable as a matter of law. Continued detention serves no legitimate immigration purpose.
- Under *Zadvydas v. Davis*, 533 U.S. 678 (2001), the six-month presumptively reasonable period begins at the issuance of the Final Order of Removal, not the date of physical detention. Petitioner’s Final Order has been in effect since September 6, 2024 – over nine months – without ICE effectuating removal despite full cooperation and 2.5 years of flawless SmartLink compliance.
- Even though Petitioner has been in ICE physical custody for approximately two months, the relevant “*Zadvydas* clock” has already exceeded six months. This places the burden squarely on ICE to demonstrate that removal is reasonably foreseeable in the near future, which is impossible given the active Ninth Circuit Stay of Removal.

- Continued detention in this context is precisely what Zadvydas defines as unconstitutional: prolonged, indefinite custody with no lawful immigration purpose and no realistic prospect of removal.
- This case mirrors the exact constitutional concerns identified in *Zadvydas* and *Nadarajah v. Gonzales*, 443 F.3d 1069 (9th Cir. 2006): civil detention has extended well beyond the point of serving any legitimate immigration purpose, while removal remains legally and practically impossible.

II. Due Process Violation – *Nadarajah v. Gonzales*

- 2.5 years of perfect SmartLink compliance demonstrate that **alternatives to detention are sufficient**.
- Prolonged civil detention without purpose violates substantive due process.

III. Humanitarian Emergency – *Rodriguez v. Robbins*

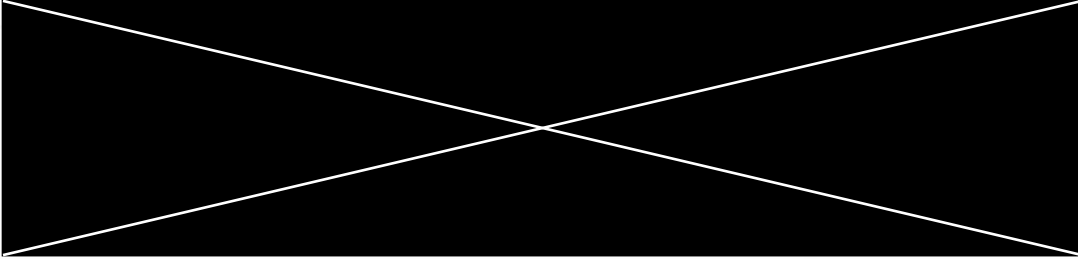
- 
- Father's detention causes regression and risk of **irreparable harm**, meeting TRO standards.

IV. CAT Article 3 and Non-Refoulement

- Removal to Russia where torture is likely violates **absolute treaty obligations**.

- Non-cooperation with consular repatriation arises from **life-threatening fear**, not obstruction.

V.



VI. Public Interest and Balance of Equities

- 2.5 years zero violations, voluntary appearance = no flight risk.
- Release under supervision protects humanitarian values and due process.

MOTION FOR TEMPORARY RESTRAINING ORDER

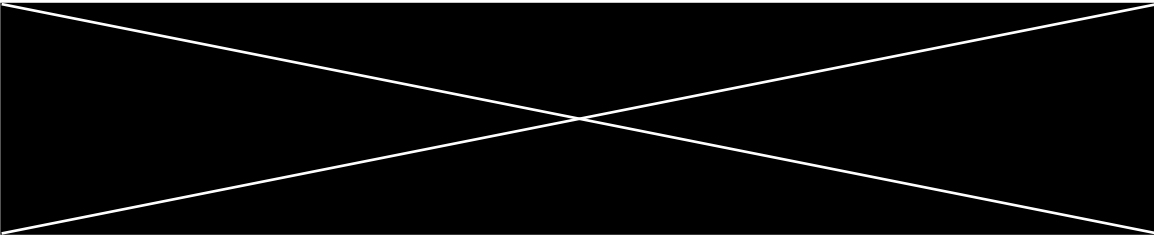
Introduction

Petitioner respectfully moves for immediate TRO ordering release under supervision pending appeal.

Winter v. NRDC Test

- **Likelihood of Success:** Detention has exceeded nine months since the final order with no reasonably foreseeable removal; under *Zadvydas* and *Nadarajah v. Gonzales*, 443 F.3d 1069 (9th Cir. 2006), Petitioner is entitled to release.

- **Irreparable Harm:**



- **Balance of Equities:** Zero SmartLink violations; detention serves no purpose.
- **Public Interest:** Protecting family unity and preventing torture align with constitutional and humanitarian values.

Respectfully submitted,


Marina Fedorova

Handwritten signature of Marina Fedorova.

Pro Se Petitioner, Next Friend of Grigorii Fedorov

Dated: 07/28/2025

PROPOSED ORDER

IT IS HEREBY ORDERED that Respondents immediately release Petitioner **Grigorii Fedorov** (A ) from custody under appropriate supervision pending resolution of his Ninth Circuit appeal and further order of this Court.

IT IS SO ORDERED.

Dated: _____

United States District Judge

Central District of California

PROOF OF SERVICE

On 07/28/2025, I served copies of this Petition and Motion for TRO via
certified mail to:

Clerk of the Court

United States District Court

Central District of California

Eastern Division – Riverside

3470 12th Street

Riverside, CA 92501

and

Warden

Adelanto ICE Processing Center – Desert View Facility

10400 Rancho Road

Adelanto, CA 92301

and

Field Office Director, Enforcement and Removal Operations

U.S. Immigration and Customs Enforcement

Los Angeles Field Office

300 North Los Angeles Street, Room 7631

Los Angeles, CA 90012

and

Kristi Noem, Secretary of Homeland Security

U.S. Department of Homeland Security

2707 Martin Luther King Jr. Ave SE

Washington, DC 20528

and

Pam Bondi, U.S. Attorney General

U.S. Department of Justice

950 Pennsylvania Avenue, NW

Washington, DC 20530-0001

I declare under penalty of perjury that the foregoing is true and correct.

Marina Fedorova



Dated: 07/28/2025