

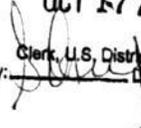
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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF KANSAS

FILED

OCT 17 2025

Clerk, U.S. District Court
By:  Deputy Clerk

BRANDIN L. Soudom
Petitioner,

VS.

CRYSTAL CARTER, WARDEN
FCI-Leavenworth
Respondent.

Case No. 5:25 CV-03167-JWL

Memorandum of Law Supporting ProSe petitioner

Petitioner adds this memorandum of Law due to newly obtained evidence.

Respondents claim that while petitioner is in I.C.E custody, if petitioners removal has not been affected at or near the 90-day mark, E.R.O follows procedure and conducts a Post-Order Custody review ("POCR"), to determine the necessity of continued detention. Ultimately deciding "if" and "why" petitioners detention shall be continued. Respondents also admit that if the period of detention reaches 180 days another "POCR" will be carried out and every 90 days thereafter.

Case at hand, petitioner has been in I.C.E custody since Oct. 8, 2024, which as of today, makes it a little over 1 year. During that year petitioner was given a "POCR" on Jan 4, 2025 (90 days), and on April 16, 2025 (180 days), and on both occasions Petitioner was served with a "Decision to Continue Detention" letter. Petitioner is arguing that according to respondents and the E.R.O procedure a "POCR" has to be conducted every 90 days of detention and the results of the "POCR" should be the official reason why the aliens detention should cease or

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be continued. However as of today petitioner has not yet received the appropriate amount of "POCR's" at the appropriate 90-day intervals. In the span of 1 year petitioner has only received 2 "POCR's" and supposed to receive 4, The 3rd supposedly being on July 16 and the 4th supposedly being on October 8th (one year mark). Petitioner is arguing that if no "POCR" was conducted on day 270 or on day 360 how could ICE generate grounds or yield answers as to 'if' or "why" petitioners detention should be continued? Yet petitioners detention was continued and he is still in detention. If ICE has not conducted a "POCR" it means that as of today ICE does not have an updated or valid reason to continue Petitioners detention. Petitioner would like to point out that the fact that no recent "POCR" was given to Petitioner is a Due process violation. A "POCR" is a part of petitioners Due process and is ERO procedure. A "POCR" is used specifically to either release an alien or continue his/hers detention. In this case petitioners Due Process was violated and ICE has not followed procedures, yet they continue to keep petitioner in detention without good reason. Petitioner argues that because of this procedural Due process violation ICE does not have grounds or a "POCR" determined reason to keep petitioner detained. Ultimately deeming his detention once again unreasonable and eligible for release under the governing [Zadvydas] framework.

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Certificate of Service

I, BRANDIN Soudom certify that on
10/13/25 the foregoing was placed in
the FCI-Leavenworth mail System



BRANDIN L. Soudom

BRANDIN L. Soudom



FCI- leavenworth

Inmate mail/Parcels

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