

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

DAHN HUE NGUYEN,  
a/k/a HUE DAHN NGUYEN

CASE NO. 1:25-cv-01249-JE-JPM

Petitioner,

JUDGE: Jerry Edwards, Jr.

v.

MELISSA B. HARPER, Field Office  
Director, United States Immigration and  
Customs Enforcement New Orleans Field  
Office, Enforcement and Removal  
Operations; et. al.,

MAGISTRATE JUDGE: Joseph H.L. Perez-  
Montes

Respondents.

/

**PETITIONER'S EMERGENCY MOTION  
FOR A TEMPORARY RESTRAINING ORDER**

COMES NOW the Petitioner ("Petitioner"), DAHN HUE NGUYEN a/k/a HUE DANH NGUYEN, by and through his undersigned counsel, and Pursuant to Federal Rule of Civil Procedure 65, respectfully requests that the Court issue an order requiring Respondents to immediately release Petitioner, or, in the alternative, Petitioner requests that the Court issue an order barring Respondents from transferring him outside this District or deporting/removing him from the United States, and respectfully states as follows:

1. Upon information and belief, On or about August 29, 2025, ICE transferred the Petitioner from the Western District of Louisiana to an unknown location in Arizona. Upon information and belief, Petitioner is scheduled to be removed from the United States to Vietnam in the immediate future. *See Declaration of Jeffrey A. Devore* attached hereto as Exhibit No. 1

2. As explained in the accompanying Memorandum of Law in Support of Motion for a Temporary Restraining Order, Petitioner is likely to succeed on his claims that Respondents, by detaining him without any legal basis, are violating his rights under the Fourth and Fifth Amendments of the U.S. Constitution. Petitioner's continued detention irreparably harms him, and the balance of the equities and the public interest heavily favor relief.

**WHEREFORE**, for the foregoing reasons, Petitioner prays that this Honorable Court grant his Emergency Motion for a Temporary Restraining Order and/or any other relief this Honorable Court deems just and proper under the circumstances.

**LOCAL RULE 65.1 CERTIFICATE**

Pursuant to Local Rule 65.1, on August 29, 2025 undersigned counsel Jeffrey A. Devore (Pro Hac Vice pending) contacted the United States Attorney's Office for the Western District of Louisiana to ascertain the Respondent's position on this motion. Undersigned counsel was transferred to the voicemail of Assistant United States Attorney Jabrina Edwards and left a message explaining the anticipated filing of this motion and requesting the position of the Respondents. No response has been received. Copies of all pleadings and other papers filed in this action have been served on the Respondents.

Respectfully submitted,

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By: s/ Jeffrey A. Devore  
**JEFFREY A. DEVORE, ESQ.**  
Florida Bar No. 0845493  
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(Pro Hac Vice Pending)

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that I electronically filed the foregoing document with the Clerk of the Court and that to the best of my knowledge a true and correct copy of the foregoing, along with a Notice of Electronic Filing, will be served electronically through the Court's ECF system to all parties of record, this 1st day of September, 2025.

Respectfully Submitted,

**GORDON ARATA MONTGOMERY BARNETT**  
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