

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

Reza Daneshfar,  
Petitioner,

v.

Facility Administrator, Northwest ICE Processing Center, et al.,  
Respondents.

Case No. 2:25-cv-01708-DGE-MLP

PETITIONER'S REPLY TO RESPONDENTS' RETURN

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### I. INTRODUCTION

Petitioner respectfully submits this Reply in response to Respondents' Return (Dkt. 9-11).

Petitioner has now been detained for more than 218 days following his final order of removal—far beyond the 90-day statutory removal period and the six-month presumptive limit recognized in *Zadvydas v. Davis*, 533 U.S. 678 (2001).

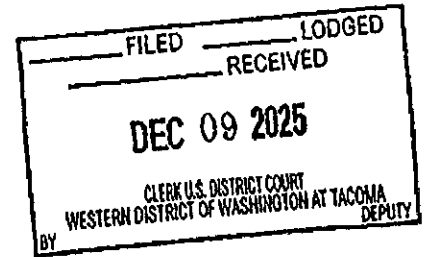
Respondents have not met their burden to show a significant likelihood of removal in the reasonably foreseeable future.

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### II. RESPONDENTS HAVE NOT SHOWN ANY FORESEEABLE PROSPECT OF REMOVAL

Respondents acknowledge that ICE contacted three third countries—France, Guyana, and Papua New Guinea—on July 2, 2025, and that none of these countries have provided any response, even after five months.

Respondents identify:



1. No active travel-document request,
2. No consular engagement,
3. No country expressing willingness to consider acceptance,
4. No progress since July, and
5. No timeline whatsoever for Petitioner's removal.

Under *Zadvydas*, the Government must present evidence of a "significant likelihood of removal in the reasonably foreseeable future."  
Respondents present no such evidence.

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### III. THE DE CASTRO DECLARATION CONFIRMS THAT REMOVAL IS NOT REASONABLY FORESEEABLE

The declaration of Officer De Castro (Dkt. 10) confirms that ICE's last action occurred in July 2025 and that all three countries remain silent.  
No further steps have been taken; no responses have been received.  
This is exactly the scenario in which *Zadvydas* requires release.

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### IV. PETITIONER DOES NOT CHALLENGE THIRD-COUNTRY REMOVAL PROCEDURES

Respondents incorrectly assert that Petitioner challenges DHS's third-country removal policies.

Petitioner does not challenge any removal procedure or destination.  
Petitioner challenges only his prolonged detention, which is squarely within this Court's habeas jurisdiction under 28 U.S.C. § 2241.

Whether removal would be to Iran or to a third country is irrelevant unless Respondents show that removal is likely in the reasonably foreseeable future.  
Respondents have not done so.

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#### V. THE D.V.D. CLASS ACTION DOES NOT BAR THIS HABEAS PETITION

Respondents argue that the nationwide *D.V.D. v. DHS* class action prevents this Court from considering Petitioner's claim.  
That is incorrect.

D.V.D. concerns procedural safeguards before DHS may remove a person to a third country.  
It does not address prolonged detention under § 1231(a)(6) or the constitutional limits established by *Zadvydas*.  
Petitioner raises only a *Zadvydas* claim.  
Thus, D.V.D. has no bearing here.

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#### VI. PETITIONER HAS AN AVAILABLE U.S. ADDRESS AND VERIFIED SPONSOR FOR RELEASE

To the extent Respondents suggest Petitioner lacks a United States address, Petitioner clarifies that he has a verified sponsor and a stable residence available for supervised release upon the Court's order.

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#### VII. CONCLUSION AND RELIEF REQUESTED


Because Respondents have not shown any significant likelihood of removal in the

reasonably foreseeable future, Petitioner respectfully requests that the Court:

1. Grant the habeas petition;
2. Order Petitioner's immediate release under reasonable conditions of supervision; and
3. Alternatively, order Respondents to show, within a short and fixed period, evidence of a significant likelihood of removal — a showing they cannot make under Zadvydas.

DATED: 12/08/2025  
Respectfully submitted,

Reza Daneshfar  
Petitioner, Pro Se

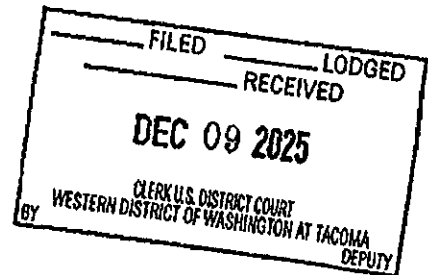


Reza Daneshfar

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Date: 12/08/2025

Clerk of Court  
U.S. District Court for the Western District of Washington  
700 Stewart Street, Suite 2310  
Seattle, WA 98101



Re: Daneshfar v. Facility Administrator, NWIPC, et al.  
Case No. 2:25-cv-01708-DGE-MLP  
Filing: Petitioner's Reply to Respondents' Return

Dear Clerk:

Enclosed please find Petitioner's Reply to Respondents' Return, written and signed by Petitioner, who is currently detained at the Northwest ICE Processing Center.

As Petitioner's authorized assistant for mailing purposes, I am submitting the signed Reply by U.S. Mail in accordance with the Court's procedures.

Please file the enclosed document in Case No. 2:25-cv-01708-DGE-MLP.

Thank you for your assistance.

Respectfully,  
Bahareh Daneshfar  
Authorized Assistant for Filing  
Signature:

Enclosure:  
• Signed Reply to Respondents' Return

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke at the bottom.