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7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE DISTRICT OF ARIZONA**

9 Ramin Zamani-Zadeh,  
10 **Petitioner,**  
11 vs.  
12 Fred Figueroa, Warden, et al.,  
13 **Respondents.**  
14

No. 2:25-cv-3578-PHX-SHD (CDB)  
**Response to Respondents' Second  
Motion for an Extension of Time to  
Serve Discovery**

15 Mr. Zamani-Zadeh does not object to respondents' motion (Dkt. #13) for a short  
16 extension of time to serve discovery. In fact, Mr. Zamani-Zadeh consents to a modestly longer  
17 extension of time than respondents have requested.

18 Respondents explain that they are seeking an extension of time partly in order to secure a  
19 waiver of the confidentiality requirements set forth in 8 U.S.C. § 1367 and 8 C.F.R. § 1208.6  
20 respecting any requests for asylum and related forms of relief that may be contained in the A-file  
21 that this Court has ordered respondents to provide to Mr. Zamani-Zadeh and his counsel. (Dkt.  
22 #13 at 2) Respondents assert that a *three-day* extension of their deadline to serve discovery would  
23 allow them to obtain the required waiver from Mr. Zamani-Zadeh and complete necessary  
24 redactions of the A-file and other documents. (Dkt. #13 at 2) Under the present circumstances,  
25 where funding for both the U.S. Attorney's Office and the Federal Public Defender's Office has  
26 lapsed, and the parties' counsel are both working in furlough status, Mr. Zamani-Zadeh proposes  
27  
28

1 that a *seven-day* extension of the deadline for serving discovery would better facilitate the waiver  
2 and redactions that should precede the service of discovery.

3 Furthermore, there are logistical hurdles to clear in order to obtain Mr. Zamani-Zadeh's  
4 voluntary waiver of the confidentiality of his A-file. Many ICE detainees are skeptical if  
5 government agents unexpectedly present documents for them to sign under which they agree to  
6 waive certain rights. Mr. Zamani-Zadeh's counsel needs time to pass a message to him asking  
7 him to call counsel in order to explain what is going on and why the waiver will help this case to  
8 progress. For these reasons, Mr. Zamani-Zadeh counters that a seven-day extension of time for  
9 respondents to serve discovery is appropriate, and that a corresponding extension of time for him  
10 to file his reply to respondents' response to the order to show cause would also be appropriate.

11 A proposed order is being lodged herewith.

12 *Statement Regarding Position of Opposing Counsel.* At 6:15 P.M. tonight, Assistant  
13 United States Attorney Theo Nickerson contacted Mr. Zamani-Zadeh's counsel, Assistant  
14 Federal Public Defender Keith Hilzendeger, via email regarding his position on the three-day  
15 extension of time for serving discovery. At 6:59 P.M., having not yet heard from Mr. Hilzendeger,  
16 and working under the urgency of today's deadline for serving discovery, Ms. Nickerson filed the  
17 motion for an extension of time. Mr. Hilzendeger responded to Ms. Nickerson's email regarding  
18 the proposed extension of time and waiver request at 7:51 P.M. Then Mr. Hilzendeger noticed  
19 that Ms. Nickerson had filed the motion for an extension of time. Mr. Hilzendeger is filing this  
20 response to the motion for an extension of time in order to place on the record the agreements  
21 that he offered to Ms. Nickerson in his 7:51 P.M. email.

22 Respectfully submitted:

October 21, 2025.

23 JON M. SANDS  
24 Federal Public Defender

25 s/Keith J. Hilzendeger  
26 KEITH J. HILZENDEGER  
27 Assistant Federal Public Defender  
28 *Attorney for Petitioner Zamani-Zadeh*