

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

GS,

Petitioner,

- against -

KRISTI NOEM *et al.*,

Respondents.

**RETURN TO HABEAS
PETITION**

No. 25 Civ. 8150 (MKV)

Under 28 U.S.C. § 2243, Respondents respectfully submit this Return, together with the accompanying Memorandum of Law and Declaration of Deputy Field Office Director William Joyce, in opposition to the corrected first amended petition for a writ of habeas corpus filed by petitioner G.S. (“Petitioner”).¹ The attached documents are taken from Petitioner’s administrative file, as maintained by and provided to this Office by U.S. Immigration and Customs Enforcement, and have been redacted to protect Petitioner’s identity.

1. Exhibit 1 is a copy of the Notice to Appear, dated December 3, 2019.
2. Exhibit 2 is a copy of the Unaccompanied Child NTA Filing filed with the Immigration Court on February 9, 2020, commencing Petitioner’s removal proceeding.
3. Exhibit 3 is a copy of the Order of the Immigration Judge ordering Petitioner removed, dated November 3, 2023.
4. Exhibit 4 is a Warrant of Removal/Deportation (ICE Form 205) for Petitioner and accompanying documents, dated July 18, 2025.

¹ On September 26, 2025, this Court entered a temporary order in the miscellaneous proceeding in which this action was commenced that permitted Petitioner to proceed in this matter using only his initials. Case No. 25 Misc. 394, ECF No. 9.

5. Exhibit 5 is a copy of the Order of the Immigration Judge denying Petitioner's motion to reopen the removal proceeding, dated August 1, 2025.

6. Exhibit 6 is a copy of the order of the Board of Immigration Appeals staying Petitioner's removal while it considers his appeal, dated August 15, 2025.

7. Exhibit 7 is a copy of the Notice to Alien of File Custody Review, which was served on Petitioner on September 9, 2025.

8. Exhibit 8 is a copy of ICE's decision denying Petitioner's release request, dated October 3, 2025.

9. Exhibit 9 is a copy of ICE's Decision to Continue Detention, dated October 14, 2025.

The facts contained in Exhibits 1 through 9 and in the Declaration of Deputy Field Office Director William Joyce, and the law set forth in the respondents' memorandum of law in opposition to the Petition, establish that Petitioner's detention is lawful.

* * *

WHEREFORE, Respondents respectfully request that the Court enter judgment denying the Petition.

Dated: New York, New York
November 21, 2025

Respectfully submitted,

JAY CLAYTON
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Southern District of New York
Attorney for Respondents

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