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4 UNITED STATES DISTRICT COURT
5 DISTRICT COURT OF NEW JERSEY

6 Aiping LIU,

7 Petitioner,

8 v.


9 Todd LYONS, Acting Director,
Immigration and Customs Enforcement,
10 KRISTI NOEM, Secretary of United States
Department of Homeland Security, RUBEN
11 PEREZ, Immigration and Customs
Enforcement, Acting Newark Field Office
12 Director, Angela KLAPAKIS, Field Office
Director of the Philadelphia USCIS office, Luis
13 SOTO, Director, Delaney Hall Detention
14 Facility, PAMELA BONDI, United States
Attorney General,

15 Respondents.
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Case No. 25-cv-16289

**PETITIONER'S
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE**

PETITIONER'S DHS NUMBER:

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1 Petitioner, by and through undersigned counsel, respectfully moves this Court pursuant to
2 Federal Rule of Civil Procedure 65 for the issuance of a Temporary Restraining Order to
3 preserve the status quo and prevent irreparable harm while Petitioner's immigration applications
4 and this action are pending.

5 First, Petitioner seeks the Court to direct United States Citizenship and Immigration
6 Services to adjudicate Petitioner's pending application for adjustment of status within seven (7)
7 days of the Court's order;

8 Petitioner also seeks immediate relief to prevent removal, detention, or transfer by
9 Respondents while she pursues lawful avenues of immigration relief, including adjustment of
10 status and a waiver of inadmissibility. Petitioner has a pending application for adjustment of
11 status and a Form I-601 inadmissibility waiver that have not yet been fully adjudicated. Absent
12 temporary injunctive relief, Petitioner faces imminent removal or detention, which would
13 deprive her of the opportunity to pursue lawful relief under the Immigration and Nationality Act
14 and would cause irreparable harm.

15 Petitioner respectfully requests that the Court issue a Temporary Restraining Order to
16 preserve the status quo and prevent irreparable harm while this action is pending. Specifically,
17 Petitioner asks that the Court enjoin Respondents from removing her from the United States until
18 she has had the opportunity to apply for and receive a decision on her pending application for
19 adjustment of status and until she has received a decision on her Form I-601 Application for
20 Waiver of Grounds of Inadmissibility.

21 Petitioner further requests the Court order her release from detention pending
22 adjudication of her applications by USCIS, or alternatively, that the Court enjoin Respondents
23 from transferring her outside the jurisdiction of the United States District Court for the District of
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1 New Jersey while this case remains pending. Finally, Petitioner asks that the Court prohibit the
2 Department of Homeland Security and its components, including Enforcement and Removal
3 Operations, from re-detaining her unless there is a new and independent violation of law.

4 This application is supported by the Memorandum of Points and Authorities,
5 accompanying exhibits, as well as any additional submissions that may be considered by the
6 Court.

7 Undersigned counsel has contacted Assistant U.S. Attorney Alex D. Silagi
8 (alex.silagi@usdoj.gov) and Supervisory Assistant U.S. Attorney John Basiak
9 (john.basiak@usdoj.gov) to ascertain Respondents' position regarding the TRO and is awaiting
10 their reply.

11 DATED this 6th of October, 2025.

/s/ Eric M. Mark
Eric M. Mark
Attorney for Petitioner

PROOF OF SERVICE

I, the undersigned, declare that my office is in Newark, New Jersey. I am over the age of eighteen (18) years and not a party to the action within. My business address is 96 Summer Ave Newark, NJ 07104. On October 6, 2025, I caused to be served the following documents:

PETITION FOR WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241 AND

COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF, MEMORANDUM

OF LAW, AND APPENDIX by placing a true and correct copy in a sealed envelope, each addressed as follows:

Kristi Noem
U.S. Department of Homeland Security
2801 Nebraska Avenue NW
Washington, D.C. 20528

Todd Lyons
U.S. Immigration and Customs Enforcement is:
500 12th Street SW
Washington, DC 20536

Ruben Perez
Enforcement and Removal Operations
Newark Field Office
970 Broad St. 11th Floor
Newark, NJ 07102

Luis Soto
Delaney Hall Detention Facility
451 Doremus Avenue
Newark, New Jersey 07105

Pamela Bondi
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Civil Process Clerk
U.S. Attorney's Office
970 Broad Street, 7th Floor
Newark, NJ 07102

Angela Klapakis
Philadelphia USCIS office
30 N. 41st
Philadelphia, PA 19104

By mail.

I declare under the penalty of perjury that the foregoing is true and correct. Executed on
October 6, 2025, at Newark, New Jersey.

/s/ Eric M. Mark

Eric M. Mark, Esq.