

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

T.Y.S.

Petitioner,

v.

JUDITH ALMODOVAR, *et al.*,

Respondents.

Civil Action No. 25-cv-8267 (ER)

DECLARATION OF DEPORTATION OFFICER
MAYRA A. PARDO-FIGUEROA

Pursuant to 28 U.S.C. § 1746, I Mayra A. Pardo-Figueroa, hereby declare under penalty of perjury that the following is true and correct:

1. I am a Deportation Officer at U.S. Immigration and Customs Enforcement (“ICE”) within the U.S. Department of Homeland Security (“DHS”). I have served in this capacity since August 10, 2009. As a Deportation Officer, I manage the cases of aliens who are in immigration proceedings. Once an alien is ordered removed from the United States, I facilitate the alien’s removal by coordinating with the government of that alien’s country of removal to obtain proper travel documents.
2. I have prepared this declaration at the request of the U.S. Attorney’s Office, Southern District of New York, in connection with a Verified Petition for Writ of Habeas Corpus and Complaint filed by the petitioner, T.Y.S. (“Petitioner”), on October 6, 2025. The following representations are based on my review of Petitioner’s administrative file, consultation with colleagues, and ICE electronic records and databases.
3. Petitioner is a native and citizen of Honduras who entered the United States at an unknown location on an unknown date, without being admitted or paroled.

4. Petitioner was encountered by officers from ICE Enforcement and Removal Operations (“ERO”) on October 21, 2017, at the Nassau County Correctional Center in East Meadow, NY while he was in criminal custody, and he was identified as a criminal alien amenable to removal. ICE lodged a detainer on November 1, 2017. The detainer was lifted on January 11, 2019, and Petitioner was released from Nassau County Correctional Facility.
5. Petitioner was again encountered by ICE ERO on June 12, 2019, upon his exit from the Nassau County Correctional Center and was taken into ICE custody. That same day, ICE served Petitioner with a Notice to Appear (“NTA”), charging him as removable pursuant to Immigration and Nationality Act (“INA”) Section 212(a)(6)(A)(i), 8 U.S.C. § 1182(a)(6)(A)(i), as an alien present in the United States without being admitted or paroled. ICE also served Petitioner with a Notice of Custody Determination, Form I-286, notifying him that ICE determined that he would be detained pending removal proceedings. Petitioner’s detention pending removal proceedings was governed by 8 U.S.C. § 1226(a).
6. On August 30, 2019, Petitioner filed a request for a bond hearing with the Immigration Court.
7. A bond hearing was held on September 12, 2019, and the Immigration Judge denied Petitioner’s request for bond. Petitioner appealed the Immigration Judge’s decision to the Board of Immigration Appeals (the “BIA”), and on February 13, 2020, the BIA dismissed Petitioner’s bond appeal.
8. Petitioner filed a Form I-589, Application for Asylum, Withholding of Removal, and Protection under the Convention Against Torture and, on October 25, 2019, the

Immigration Judge denied the application and ordered Petitioner removed to Honduras. Petitioner appealed the Immigration Judge's decision, and on February 11, 2021, the BIA denied Petitioner's appeal, in part, and remanded the case to the Immigration Judge for further fact finding and conclusions of law regarding whether Petitioner was convicted of a particularly serious crime that renders him ineligible for asylum and withholding of removal.

9. On March 1, 2021, the Immigration Judge issued a written decision finding that Petitioner was ineligible for asylum and withholding of removal because he had been convicted of a particularly serious crime and certified the matter back to the BIA for adjudication of the appeal.
10. On or about August 26, 2022, Petitioner filed a motion with the BIA to remand his case back to the Immigration Judge for consideration of intervening case law.
11. In the meantime, on April 6, 2021, Petitioner filed a petition for writ of habeas corpus in the Southern District of New York challenging his continued detention. Petitioner and the government agreed to conduct a bond hearing where DHS bore the burden of proving petitioner was a danger or flight risk, and the habeas was dismissed by the stipulation of the parties on April 27, 2021.
12. On May 4, 2021, the Immigration Judge conducted the agreed-upon bond hearing, and the Immigration Judge granted Petitioner release on bond in the amount of \$15,000 with monitoring by DHS and participation in Wellpath as conditions. DHS reserved appeal.
13. Petitioner bonded out of custody on May 10, 2021.
14. On March 25, 2022, the BIA affirmed the Immigration Judge's May 4, 2021, bond decision and dismissed DHS's appeal.

15. On May 15, 2025, Petitioner was encountered by officers from Homeland Security Investigations (“HSI”) in Newburgh, New York. Petitioner was arrested pursuant to a Form I-205, Warrant of Removal/Deportation. Petitioner was served with Warning for Failure to Depart (Form I-229(a)) and Instruction Sheet to Detainee Regarding Requirement to Assist in Removal, and Warrant for Arrest of Alien, Form I-200.
16. On August 15, 2025, the BIA denied the motion to remand that Petitioner had filed on or about August 26, 2022, and dismissed Petitioner’s appeal, rendering his removal order final. At that time, Petitioner’s detention became governed by 8 U.S.C. § 1231(a)(2).
17. On August 21, 2025, Petitioner filed a Petition for Review with the Second Circuit Court of Appeals. On August 25, 2025, Petitioner filed a Motion for Stay of Removal with the Second Circuit. On September 25, 2025, the Department of Justice filed a motion to expedite a decision on the stay motion, along with a notice of intent to remove Petitioner sometime after October 15, 2025. The Second Circuit denied Petitioner’s Motion for Stay of Removal on October 14, 2025.
18. Petitioner has provided ICE with a valid Honduran passport, and ICE is engaged in securing travel arrangements for Petitioner’s removal.
19. ICE is unaware of any impediments to effectuating Petitioner’s removal to Honduras pursuant to his final removal order, and ICE expects to do so in the reasonably foreseeable future. I hereby declare under the penalty of perjury that the above statements are true and correct.

Executed at New York, New York on this 24 day of October 2025.



Mayra A. Pardo Figueroa
Deportation Officer
U.S. Immigration and Customs Enforcement
U.S. Department of Homeland Security