

Shahab Kazemzadeh
Alien No. [REDACTED]
Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, Nevada 89060
PRO SE

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Shahab Kazemzadeh,

-Petitioner, *Pro Se*,

v.

THE UNITED STATES OF AMERICA, *et. al.*,

Kristi NOEM, in her Official Capacity,
Secretary of the Department of Homeland Security

Pamela J. BONDI, in her Official Capacity,
Attorney General, Department of Justice,

Kerri Ann QUIHUIS, in her Official Capacity,
ICE Field Office Director, Detention and Removal,
Las Vegas, Nevada (ICE Local)

Michael BERNACKE, in his Official Capacity,
Field Office Director, Salt Lake City Field Office,
U.S. Immigration and Customs Enforcement,

Patrick J. LECHLEITNER, in his Official Capacity,
Acting Director, Immigration & Customs Enforcement,

John MATTOS, in his Official Capacity,
Warden of Immigration Detention Facility,
Nevada Southern Detention Center;

-Respondents.

) No. 2:25-CV-01941-JAD-NJK

) INS No. [REDACTED]

) Custody Status: **DETAINED**

Petitioner's Reply

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL PARTIES OF RECORD	
NOV 12 2025	
CLERK U.S. DISTRICT COURT DISTRICT OF NEVADA	
BY: <u>Ammi</u>	DEPUTY

PETITIONER'S REPLY

COMES NOW SHAHAB KAZEMZADEH, as the Petitioner in this present matter, appearing *Pro Se*, and hereby respectfully files this present Reply. This Court ordered the Respondents to file and serve their response to the petition within fourteen ("14") days of the date of the order, October 14, 2025.

In turn, Petitioner would have seven ("7") days from the date of service of the Respondent to file and serve his reply. However, no service of Respondents' Response has been received. As such, this instant "Reply" is being submitted in the abundance of caution.

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This Reply is made and based upon the attached Points and Authorities and any such oral argument as this Honorable United States District Court for the District of Nevada may entertain.

DATED on this 4th day of November, 2025.

Executed in Pahrump, Nevada.

By:



Shahab Kazemzadeh
Alien No. 
Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, NV 89060

I. INTRODUCTION

The Petitioner is entitled to relief before this Court because the Fifth Amendment Due Process and Eighth Amendment Excessive Bail Clause of the United States Constitution have been violated.

Petitioner is the subject of prolonged and indefinite detention, and as such, this Court should grant a Habeas Corpus on the grounds that Respondents cannot remove Petitioner in the reasonable foreseeable future. It is very important to stress out that Petitioner has been released in the past under ICE's Order of Supervision. Petitioner has been in full compliance, has appeared to all ICE appointments and has no violations, and merits release.

The Government's recitation of the facts and procedural history agrees with Petitioner and with the additions, exception, and modifications contained herein.

II. LEGAL ARGUMENT

Respondents have provided no credible evidence that Petitioner's removal is likely in the reasonably foreseeable future. The prolonged detention—now extending more than thirteen years since the final order—has become indefinite and punitive, in violation of *Zadvydas* and the Fifth Amendment's due process protections. The government's failure to effectuate removal despite ample time underscores that continued detention serves no legitimate purpose.

Further, Nevada jurisprudence reinforces that punishment or restraint must always be proportionate to the underlying conduct and the legitimate objectives of confinement. *See Keys v. State*, 104 Nev. 736, 738, 766 P.2d 270 (1988) (holding that isolated and dated offenses must be viewed in full context and cannot alone justify harsh or prolonged consequences). Petitioner was released in the past under ICE's supervision.

The Ninth Circuit has consistently applied *Zadvydas* to require release where removal is not significantly likely in the reasonably foreseeable future. *See Diouf v. Mukasey*, 542 F.3d 1222 (9th Cir. 2008); *Nadarajah v. Gonzales*, 443 F.3d 1069 (9th Cir. 2006).

Courts have rejected conclusory claims by ICE agents which claim, without submitting concrete factual information about scheduled flights or repatriation agreements, that removal is imminent. "[A] theoretical possibility of eventually being removed does not satisfy the government's burden once the removal period has expired and the petitioner establishes good reason to believe his removal is not significantly likely in the reasonably foreseeable future." *Balza v. Barr*, No. 6:20-CV-00866, 2020 WL 6143643, at *5 (W.D. La. Sept. 17, 2020) (internal quotation marks and citation omitted).

This Court should find that "[I]f [ICE] has no idea of when it might reasonably expect [Petitioner] to be repatriated, [a] Court certainly cannot conclude that [a] removal is likely to occur—or even that it might occur—in the reasonably foreseeable future." *Id.* at *5 (internal quotation marks and citation omitted). *See also, Gomez Barco v. Witte*, No 6:20-CV-00497, 2020 WL 7393786 (W.D. La. Dec. 16, 2020) (ordering release of a petitioner who was detained longer than six months because ICE had not been able to secure necessary travel documents, noting that the ICE officer "clearly has no factual basis for his 'belief' that there is no foreseeable impediment to Petitioner's removal or that her removal is imminent," and that there was no foundation for the "expectation" that the COVID-19 related travel restrictions in place would soon be lifted).

Petitioner's continued detention is unlawful, and Petitioner is unlikely to be removed in the reasonably foreseeable future. Therefore, Petitioner's detention violates the statute and he is entitled to immediate release. Petitioner's prolonged civil detention, which is likely to continue indefinitely, is no longer reasonably related to the primary statutory purpose of ensuring imminent

removal. Thus, Petitioner's detention violates Petitioner's right to due process.

Again, this is a case where no country has issued any travel documents and there is no clear indication as to when, if ever, such travel documents will be issued. Thus, Petitioner's removal is not significantly likely to occur in the reasonably foreseeable future. *See Habtegabber v. Jenifer*, 256 F. Supp. 692, 697-98 (E.D. Mich. 2003) (Ethiopian national ordered released after 7 months' detention where neither Ethiopia nor Eritrea responded to INS's request for travel documents); *see also, Lewis v. Immigration & Naturalization Service*, No. 00CV0758(SJ), 2002 WL 1150158, *4-5 (E.D. N.Y. May 7, 2002) (alien from Barbados provided "good reason" to believe removal not likely to occur in the reasonable foreseeable future where consulate had not responded to INS requests for travel documents and alien had been detained longer than six months).

This Court should conclude that despite this extensive passage of time, Respondents have not provided any evidence—nor identified any concrete date—indicating that Petitioner's removal is likely to occur in the reasonably foreseeable future. In the past, ICE released Petitioner under an order of supervision and there has been no violations.

This Court should grant immediate release because once it becomes evident that removal is not significantly likely in the reasonably foreseeable future, continued detention violates the Fifth Amendment's guarantee of due process. Under *Zadvydas v. Davis*, 533 U.S. 678, 699 (2001), once removal is not significantly likely in the reasonably foreseeable future, continued detention is no longer authorized. The Ninth Circuit has repeatedly enforced this principle, holding that "indefinite detention of aliens under a final order of removal, where removal is not significantly likely in the reasonably foreseeable future, is unconstitutional." *Nadarajah v. Gonzales*, 443 F.3d 1069, 1081 (9th Cir. 2006). Respondents', including ICE's, inability to remove Petitioner to Iran since January 2012 demonstrates that continued detention has become indefinite and unlawful.

Petitioner's removal to his country of origin, which would be Iran, or any country is not significantly likely to occur in the foreseeable future. The Supreme Court held in *Zadvydas* and *Martinez* that ICE's continued detention of someone like Petitioner under such circumstances is unlawful. It is important to emphasize that Respondents have failed to effectuate Petitioner's removal and have produced no credible or substantial evidence indicating that removal is likely to occur in the reasonably foreseeable future. The Supreme Court has made clear that continued detention under such circumstances violates the constitutional limits established in *Zadvydas v. Davis*, 533 U.S. 678, 699–701 (2001), where the Court held that detention is no longer lawful once removal is no longer reasonably foreseeable. *See also Clark v. Martinez*, 543 U.S. 371, 384 (2005) (extending *Zadvydas* to all noncitizens facing indefinite detention).

1. Petitioner's Continued Detention Is Unlawful Under *Zadvydas v. Davis*

The continued detention of Mr. Shahab Kazemzadeh violates the Due Process Clause of the Fifth Amendment and is unlawful under the Supreme Court's decision in *Zadvydas v. Davis*, 533 U.S. 678 (2001). In *Zadvydas*, the Court held that the post-removal-period detention of a noncitizen with a final order of removal is presumptively reasonable for six months. After that time, if removal is not significantly likely in the reasonably foreseeable future, continued detention is unconstitutional and the individual must be released. *Id.* at 701.

Petitioner, Mr. Kazemzadeh has been subject to a final order of removal since 2020. Over five years have elapsed since that order became final, yet Respondents have failed to execute the removal. This exceeds the presumptively reasonable six-month period set forth in *Zadvydas*, and triggers this Court's obligation to evaluate whether there is a "significant likelihood of removal in the reasonably foreseeable future." *Id.*

2. Removal Is Not Reasonably Foreseeable Because Iran Refuses Repatriation

This Court should grant this Habeas and order Petitioner's release on the grounds that removal is not reasonably foreseeable where the receiving country refuses to issue travel documents or cooperate with repatriation. The Ninth Circuit has repeatedly affirmed this principle. *See Ma v. Ashcroft*, 257 F.3d 1095, 1100 (9th Cir. 2001) (finding no significant likelihood of removal where China refused repatriation); *Nadarajah v. Gonzales*, 443 F.3d 1069, 1076–77 (9th Cir. 2006) (ordering release where Sri Lanka would not accept return).

In this case, the Iranian government has explicitly refused to issue travel documents for Mr. Kazemzadeh despite efforts by ICE. An ICE officer contacted the Iranian Embassy in 2020, and those efforts were futile. The Iranian government expressed an unwillingness to accept Mr. Kazemzadeh's return. As in *Ma* and *Nadarajah*, this refusal by the foreign sovereign to cooperate forecloses the possibility of reasonably foreseeable removal.

Moreover, no new efforts have been undertaken by ICE to obtain travel documents since 2020, and no change in Iran's diplomatic stance has been identified. ICE's inability to effectuate removal over several years demonstrates that there is no significant likelihood of removal in the reasonably foreseeable future.

3. Petitioner's Release Under an Order of Supervision and Compliance Demonstrates He Is Not a Danger or Flight Risk

Mr. Kazemzadeh is currently released under an Order of Supervision and has been in full compliance with all conditions imposed by ICE, including regular check-ins and location monitoring. He has no history of absconding or violating supervision terms. As such, continued detention or re-detention is not justified under *Zadvydas*'s limited exception for individuals who pose a danger to the community or a significant flight risk. 533 U.S. at 690–91.

4. Prolonged Detention Violates Procedural and Substantive Due Process

Continued detention under these circumstances also violates substantive due process. Courts in this Circuit have consistently held that where removal is not reasonably foreseeable and the government lacks a special justification, further detention becomes punitive and unlawful. See *Diouf v. Napolitano*, 634 F.3d 1081, 1091–92 (9th Cir. 2011); *Rodriguez v. Marin*, 909 F.3d 252, 256–57 (9th Cir. 2018). The government's failure to make meaningful progress toward Mr. Kazemzadeh's removal, combined with his continued compliance and lack of risk factors, renders his detention arbitrary and capricious.

5. This Court Has Jurisdiction and Authority to Grant Release

Under 28 U.S.C. § 2241, this Court retains jurisdiction over habeas claims challenging unlawful immigration detention. See *Zadvydas*, 533 U.S. at 688; *Singh v. Holder*, 638 F.3d 1196, 1202 (9th Cir. 2011). Because Mr. Kazemzadeh is detained in Nevada, venue is proper in the District of Nevada. In light of the facts presented and binding precedent, this Court should grant the writ and order Mr. Kazemzadeh's immediate release under reasonable supervision conditions.

6. Petitioner is Entitled to Release

Alternatively, Petitioner requests release from detention. Petitioner is entitled to release if he can show his detention is indefinite within the meaning of the Supreme Court's decision in *Zadvydas*. See *Prieto-Romero v. Clark*, 534 F.3d 1053, 1062–63 (9th Cir. 2008) (applying *Zadvydas* to habeas petitioner who was subject to § 1226(a) detention). In *Prieto-Romero*, the Ninth Circuit held the petitioner's detention was not indefinite because the Government could repatriate him to Mexico if his pending petition for review was unsuccessful. *Id.*

Given that Petitioner is in the Ninth Circuit, this is a special case where there is no strong indication that the Government will be able to remove him to the country of Iran in the reasonable

foreseeable future if he is ultimately ordered removed. Again, Petitioner's case might be decided quickly, *but* it is also possible the Ninth Circuit will not decide his case for another year or so, especially in the event of a remand.

Accordingly, Petitioner's removal is indefinite and his prolonged detention is categorically unreasonable, thus making it unlawful. Thus, Petitioner is entitled to an order of release or, at the very least, this Court should order Respondents to schedule a bond hearing where they bear the burden of proof, as required by law, under the *clear and convincing* evidence standard and in line with the Supreme Court's reasoning in *Addington*. See *Addington v. Texas*, 441 U.S. 418, 425 99 S. Ct. 1804, 60 L. Ed. 2d 323 (1979)

Further, the hearing should comport with due process of law. In turn, Petitioner respectfully notes that Due Process likewise requires consideration of his ability to pay a bond. "Detention of an indigent 'for inability to post money bail' is impermissible if the individual's 'appearance at trial could reasonably be assured by one of the alternate forms of release'." *Id.* at 990 (quoting *Pugh v. Rainwater*, 572 F.2d 1053, 1058 (5th Cir. 1978) (en banc).

It follows that—in determining the appropriate conditions of release for immigration detainees like Petitioner—Due Process requires “consideration of financial circumstances and alternative conditions of release” to prevent against detention based on poverty. *Id.* At the present time Petitioner's detention has caused his family to experience limited finances to post an excessive bond because of his prolonged detention. Overall, Petitioner's continued detention has become unlawful.

Petitioner is presently subject to prolonged and indefinite detention in violation of the Due Process Clause of the Fifth Amendment. The Supreme Court in *Zadvydas v. Davis*, 533 U.S. 678 (2001), established that immigration detention following a final order of removal is presumptively

reasonable only for six months. After that period, if the government cannot establish that there is a “significant likelihood of removal in the reasonably foreseeable future,” the continued detention becomes unlawful, and the alien must be released under appropriate supervision. *Id.* at 701.

In this case, Petitioner’s removal is not reasonably foreseeable. The Iranian government has repeatedly refused to issue travel documents or to cooperate with repatriation efforts. ICE’s own records reflect that ICE officers contacted the Iranian Embassy in 2020, but those efforts were futile—the Embassy made clear that it would not accept Petitioner’s return.

This Court should find that since that time, Respondents have provided no evidence of any meaningful progress or changed circumstances that would make removal likely in the foreseeable future. As such, this Court should grant this Habeas Corpus and order Petitioner’s release.

The Ninth Circuit and District of Nevada have consistently applied *Zadvydas* to require release where ICE cannot demonstrate a realistic prospect of removal. See *Nadarajah v. Gonzales*, 443 F.3d 1069, 1079 (9th Cir. 2006) (ordering release where removal was not foreseeable after five years of detention); *Ma v. Ashcroft*, 257 F.3d 1095, 1101 (9th Cir. 2001) (holding that where a country refuses repatriation, continued detention is unlawful).

The District of Nevada has likewise granted habeas relief under similar circumstances. In *Elkaz v. United States*, No. 2:14-cv-00646-JCM-CWH, 2014 WL 3778246, at 2 (D. Nev. July 30, 2014), the Court held that ICE’s prolonged detention of a petitioner whose removal was not reasonably foreseeable violated *Zadvydas* and ordered his release under supervision. The Court emphasized that, once the six-month presumptive period has passed, “the burden shifts to the Government to rebut the showing that removal is no longer reasonably foreseeable.” *Id.*

Here, Respondents cannot meet that burden. Iran’s express refusal to cooperate with ICE’s repatriation efforts conclusively demonstrates that removal is not significantly likely in the reasonably foreseeable future. Continued detention under these circumstances serves no legitimate government purpose and violates both substantive and procedural due process. *See Diouf v. Napolitano*, 634 F.3d 1081, 1091–92 (9th Cir. 2011); *Rodriguez v. Marin*, 909 F.3d 252, 256–57 (9th Cir. 2018).

Moreover, Petitioner has been previously released under an Order of Supervision and has fully complied with all conditions of release. His consistent compliance demonstrates that he is neither a danger to the community nor a flight risk. As this Court held in *Elkaz*, supervised release is the appropriate remedy when the government cannot lawfully continue detention under *Zadvydas*. Therefore, because Petitioner’s detention has become indefinite and unreasonable, and because Respondents cannot demonstrate that removal is likely in the foreseeable future, this Court should grant the writ of habeas corpus and order Petitioner’s immediate release under reasonable conditions of supervision. *See also*, unpublished decision, *Elkaz v. Mayorkas*, D. Nev. Case No. 2:24-cv-00650-JAD-DJA.¹

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¹ There is a District of Nevada case styled *Elkaz v. Mayorkas*, D. Nev. Case No. 2:24-cv-00650-JAD-DJA, filed March 26 2024 and ordered dismissed without prejudice on June 10 2024. The docket shows the case involved a petition for writ of habeas corpus where Petitioner was released under an Order of Supervision.

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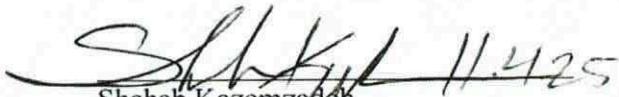
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III. CONCLUSION

Based on these laws and facts, Petitioner is entitled to a Writ of Habeas Corpus before this Court because his constitutional rights are being violated due to a prolonged and indefinite unlawful civil detention where Respondents fail to establish that Petitioner will be removed in the foreseeable future. Further, this Court should issue a Writ of Habeas Corpus to terminate his unlawful prolonged detention. Therefore, this Court should grant this Writ of Habeas Corpus.

Respectfully submitted on this 4th day of November, 2025.

Executed in Pahrump, Nevada.



Shahab Kazemzadeh
Alien No. 
Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, NV 89060

CERTIFICATE OF SERVICE

I, Shahab Kazemzadeh, hereby certify that on the date indicated below I served the Clerk of the Court for the United States District Court for the District of Nevada a true and complete copy of the foregoing documents, specifically Petitioner's Reply, by placing it in a pre-paid envelope in the institution's internal legal mail system and mailing it to the following address:

Clerk, U.S. District Court for the

District of Nevada

333 South Las Vegas Blvd.

Las Vegas, Nevada 89101

Respectfully submitted and executed on this 4th day of November, 2025.



Shahab Kazemzadeh

Alien No. 

Nevada Southern Detention Center

2190 East Mesquite Avenue

Pahrump, NV 89060

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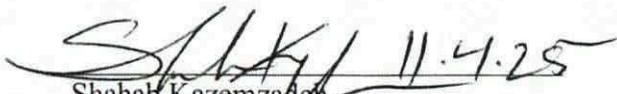
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ACKNOWLEDGEMENT AND VERIFICATION

Under penalty of perjury, the undersigned declares that he is the named Petitioner appearing *Pro Se* in the foregoing Reply. I have read the foregoing petition and its contents. Again, I have not received Respondents' Response to Petitioner's Writ of Habeas Corpus. Furthermore, the statements in this instant Reply are true and correct to the best of my knowledge, except as to any statements alleged on information and belief, and as to those statements, I believe them to be true.

DATED this 4th day of November, 2025.



Shahab Kazemzadeh
Alien No. 
Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, NV 89060

EXHIBIT A: FIANCÉ'S DECLARATION

Good morning Your Honor,

My name is Shania Tupe. I am the fiancé of Shahab Kazemzadeh. I am writing to you to express my thoughts and love for the person I have come to love with all my heart. When I met Shahab, he was in the halfway house riding his bike to get to the places he needed to go. As we spent more time together on the weekends his parents would pick him up and at work, I got to know just how pure his heart is. I have never met a man that has been through as much as he has and was still able to remain with a tender and loving soul. When I first met him, he was taking classes, going to West Valley for immigration, going to federal office buildings here in Ogden trying to take care of all the required things he needed to. The number of people at work that admired his hard-working personality and perseverance through all the obstacles in his life was jaw-dropping.

When he got out and went back to his parents I spent basically every single day there. Since I have my own house and a dog I couldn't move with him. Through all the time I was able to spend with him and his family I learned so much about what is important to him. I watched him as he took care of his elderly parents. He took them to doctor appointments, went shopping for them, helped them maintain the beautiful home and yard they have, and helped with bills and food for the house. This man puts everyone and everything he loves before himself.

I am Samoan/ Hawaiian and grew up very involved with both of my cultures. When I first brought him around my family I was scared. I wasn't in the best relationships previously. I also was never with someone that understood the values that I had due to my upbringing and family. Shah embraced every single part of me and my culture. Even though he didn't understand everything he showed nothing but respect to them always. My family from the first time they met him welcomed him with open arms. People in my culture carry themselves with something that we call, aloha. My family saw that aloha in him every day. Not only could they see it, but they could also feel the aloha radiate from him. My dad and uncles love that because they know what I have been through. They have always been so excited every time they see him because they know they will be laughing all night. The amount of love, kindness, respect, and adoration that he shows to my family every time we are together is something I couldn't ever imagine. Every time I am around my family without him, they are always asking where he is and if he will be attending. The relationship he has with both of our younger cousins, nieces, and nephews has shown me that I can't wait to have him as my life partner and the future father of my kids. My family has always been so good at judging characters and their approval of him just shows me just how blessed anyone can be to have him in their lives.

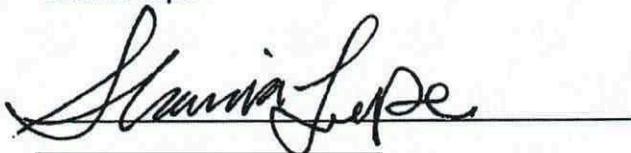
Shahab and I got engaged in January on my birthday. The joy and love that this brings not just me but my family and his is the best feeling I have ever felt. We are doing everything we can to have an amazing future and life. When Shahab was pulled over and detained, he was working 2 part time jobs, one as a flagger and one as a security guard, and a full-time job at Autoliv. He was doing all that he could possibly do to build the life we are dreaming of. He is supposed to be starting barber school on July 9th, 2025. This man is so committed to our future he would be at work all night, come home, eat, sleep and do it all over. He is my inspiration every day to keep going because I know if all the things that he has been through haven't broken him, nothing will.

Shahab's life hasn't been easy because of growing up in Iran and being of the Baha'i faith. They were prosecuted and so much worse just for their beliefs. His family and him came here so they could be safe in 1999. When he was convicted, he was barely 19 years old. Now he is 42, almost 43 and he is not the boy he was all those years ago. That experience was just another obstacle that he can say turned him into the amazing man he is today. He now has his work authorization card, his driver's license, a car, car insurance, 3 jobs, and family and friends who love and support him in his new life.

Your honor, I humbly and respectfully plead with you that you take the time to read these letters that we have collected from friends, family, coworkers, and employers. It is my greatest wish that these can show you just how impactful his presence is here, not just in my life but in our families lives and in this state. I want to also thank you for taking the time to see and hear the kind, loving, and supportive words we collected.

With humbleness and gratitude,

Shania Tupe

A handwritten signature in cursive script, reading "Shania Tupe", written over a horizontal line.

Shahab's Fiancé

To Whom it May Concern,

In this envelope you will find documents, letters and pictures to help in the case of my fiancé, Shahab Kazemzadeh. Here is what we have gotten together over the weekend to send to you.

- 1) Support and character letters from Shahab and Shania's family and friends.
- 2) A letter from his previous employer.
- 3) A letter from a previous and future employer waiting for his release.
- 4) Where he is registered to go to school once he is released.
- 5) Order of supervision paperwork for Shahab that shows his next check in date which is September 11, 2025 at 8am.
- 6) 2 letters showing that for a handful of years Shahab has been the only caretaker of his father and his mother and how they depend on him physically and financially.
- 7) Paystubs from Honeyville.
- 8) High School Diploma and College Diploma
- 9) Pillar of Excellence Award
- 10) Certification of completion for the Alternative Behavior Program for Domestic Violence Offenders.
- 11) Summary for Shahab's taxes for 2024.
- 12) Shahab's Work Authorization Card (Front & Back)

Todd Christensen in the West Valley AP&P office is Shahab's current PO. His previous PO was Jordan Laventure and he is now at the Provo office for any questions concerning Shahab's checkins with AP&P.

Thank you very much for taking the time to look over all this paperwork that has been put together to help in Shahab's case. For any questions or concerns my phone number is  and it is also on the bottom of my letter along with my email.

- Shahab's length of residency in the US is 26 years; he and his family have been in the US since 1999. He and his family came to the United States as Religious Refugees.
- Roya Kazemzadeh - Older Sister - US Citizen
Shahin Kazemzadeh - Older Brother - US Citizen
Ramin Kazemzadeh - Older Brother - US Citizen
Rashin/ Rachele Kazemzadeh - Younger Sister - US Citizen
Amin Kazamzadeh - Father - US Citizen
Home Rajaei - Mother - US Citizen
Hasti Kazemzadeh - Niece - US Citizen
Dina Kazemzadeh - Niece - US Citizen
Mahan Kazemzadeh - Nephew - US Citizen
Shania Tupe - Fiance - US Citizen
Shahab's in-law's are all citizens

EXHIBIT B:
LETTERS OF SUPPORT

To the Honorable Judge,

My name is Rachelle Kaz, and I am writing to you today not just as a sister, but as someone who has witnessed the deep transformation of a man who deserves to continue the life he has rebuilt with so much strength, humility, and hope. That man is my brother, Mr. Shahab Kazemzadeh.

Shahab made a mistake when he was only 18 years old. He was a teenager — a child in many ways — with no real understanding of life or consequences. He paid for that mistake with 20 years of his life in prison. Twenty years. He served every day of his sentence with accountability. He grew, he learned, and he changed. When he came out five years ago, no one expected him to be perfect, but what we have seen is nothing short of inspiring.

Since his release, Shahab has been a pillar in our family. He is the first to show up when anyone needs help — especially for our aging parents. He helps take care of them without being asked, and he is the kind of man who checks in on his siblings, brings groceries, helps with the little things, and always carries a smile of gratitude. He's been engaged since January of this year and was finally beginning to take steps toward building his own family, a life he has dreamed of for so long.

But now, we are terrified. ICE has picked him up, and they are trying to send him back to a country he and our family fled as refugees 30 years ago — a country where his life would be in danger simply because of our faith.

We are Baha'is. In Iran, that means we are treated as criminals without ever committing a crime. My father was imprisoned there for being a Baha'i. My family suffered, was persecuted, and we had to run — not for a better life, but to stay alive. We came to this country asking for protection. And this country gave it. We became residents, we became part of the community, and we worked hard to contribute and to live in peace.

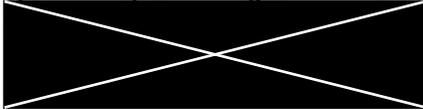
Shahab is not just a man who has changed — he is a man who still has so much to give. He is kind, gentle, hardworking, and devoted. He has been quietly building a life, not just for himself but for his family, his fiancée, and everyone who counts on him. Deporting him would not just take him away from us — it would send him to a place where Baha'is are still, to this day in 2025, tortured, imprisoned, and even killed simply for their beliefs.

Your Honor, I am a registered nurse practitioner. I've dedicated over 8 years of my life to serving underserved communities, going into places most people avoid, to help those in need. Our family has always believed in service, in kindness, in contributing to society. We are good people. And Shahab is one of the best among us.

Please, I beg you — don't let this man be taken from the family and the country that he calls home. He has already paid for his mistake. What he deserves now is a chance — a real chance — to live, to love, and to continue becoming the person he was always meant to be.

With deepest respect and hope,

Rachelle Kazemzadeh

A handwritten signature in black ink, appearing to read 'R Kazemzadeh', written over a horizontal line.

Shahab's Sister

Date: July 1, 2025

To Whom It May Concern,

I am writing this letter on behalf of Shah, whom I have come to know through his relationship with my family member. I feel compelled to share my deep admiration and respect for the kind-hearted, genuine, and family-oriented person that Shah is.

From the very beginning, Shah has demonstrated exceptional character and integrity. He is warm, respectful, and sincere in all his interactions. It's rare to come across someone as consistently thoughtful and considerate as he is. Whether it's offering a helping hand, engaging in meaningful conversation, or simply being present, Shah brings a comforting and positive energy that is felt by everyone around him.

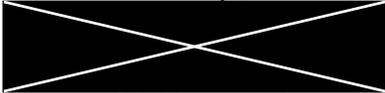
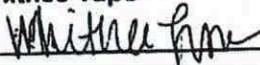
What stands out most about Shah is his love for family. He values spending time with loved ones and actively contributes to a sense of unity and care within our circle. He treats my family as his own—with kindness, respect, and compassion. My children adore him, and my relatives have expressed how much they enjoy his company. His presence at family gatherings has always been uplifting and welcomed.

Shah is not just a good man—he is a deeply decent one. He carries himself with humility and grace, and he shows empathy for others in a way that speaks to his strong moral compass. I have personally witnessed his willingness to help those in need, his patience in difficult situations, and his genuine interest in the well-being of those around him.

It is my sincere hope that this letter helps to provide a fuller picture of who Shah is not just as a partner or friend, but as a valuable member of our community. He deserves the opportunity to remain in this country where he is loved, where he contributes meaningfully, and where he has the support of people who care deeply about him.

I respectfully ask that you consider the positive impact Shah has had on the lives of those around him, including mine, as you review his case. He is a person of integrity, heart, and compassion—qualities that should be honored and upheld. Thank you for your time and consideration.

Warm regards,
Whitnee Tupe



Shania's Aunt

To Whom It May Concern,

I am writing this letter on behalf of Shah Kazemzadeh to express my sincere appreciation for the kind of person he is and the positive role he plays in the life of my sister, Shania.

Shah is a genuinely good-hearted individual whose character speaks for itself through his actions, his respect for others, and his consistent support of those around him. Over the time that I've come to know him, I've witnessed firsthand how committed and hard working he is. He is always focusing on building a meaningful and healthy relationship with Shania and those he loves that surround him.

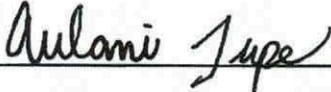
Together, Shah and Shania have created a partnership rooted in mutual love, respect, care, and understanding. When I heard the news of their engagement it was nothing but happiness and excitement to have him apart of the family. It's clear to me how much effort they both put into their relationship, and it's been a blessing to watch them grow together. I truly believe they bring out the best in each other.

As someone who only wants to see their loved ones happy, I can honestly say that I would want nothing more than for Shah and Shania to continue building a future together filled with joy, love, and stability.

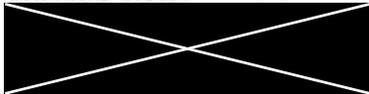
I ask you please take into consideration all the positive things that Shah has done not just for himself but for my sister and the life they are wanting to build. Thank you for your time.

Sincerely,

Aulani Julia Fa'alavelave Tupe



Shania's Sister



To whom it may concern,

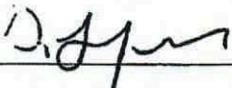
My name is Tylee Perry. I'm writing this letter regarding Shah. We are deeply saddened about his current situation. My husband, my children, and I are very close to Shah. My husband is Shah's nephew, and we have a very tight family. I want to express how proud I am of Shah and all his progress. Since Shah was let out of prison over a year ago, he has done exceptionally well. He's worked very hard, he's got his work permit, and he got his driver's license. He's always helping his parents and we're always having dinner with him the grandparents and always celebrating as many family functions together as we can. He's very family-oriented, anything anybody needs he's always there. He has cut my son's hair for the past year, and he is very good at it. We are very supportive of his longtime dream to become a barber. Before this incident, him being arrested by ICE. He was looking into starting barber school in early July on top of working.

Shania and Shah have been together for a little over a year, and we couldn't be happier that they found each other. The love and the support are exactly what you hope for someone you care about to find. They come to all the family functions we have and are very close with my kids. We have a great relationship with both of them. They have been engaged since her birthday, and we've been super excited for him to finally move forward in life. He's loved by so many, and we miss him and are worried about his well-being.

We hope that you will read these letters with an open heart and an open mind to understand that he is not a threat and is a good man. He is good with my kids, he's good with his other nieces and nephews and all the kids that Shania has in her big family as well. He has very strong family dynamics and a very supportive family too. Thank you so much for your time.

Warm regards,

Tylee Perry





Shah's Nephew's Wife

7/9/25, 12:42 PM

Shahab letter - Google Docs

To whom it may concern

I am writing this letter to provide a character reference for Mr. Shahab Kazemzadeh, whom I have known personally and for the past 2 years.

Shahab is a person of outstanding character and integrity. Throughout the time I have known him, he has consistently demonstrated qualities such as honesty, responsibility, and respect for others. He is dependable, considerate, and always willing to go the extra mile to help those around him.

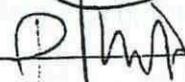
In a personal setting, Shahab conducts himself with a strong moral compass and a calm, respectful demeanor. His ability to remain composed under pressure and approach challenges with a positive attitude makes him a trusted and valued member of any team or community. He has also shown that when you get a second chance at anything to make the most out of it. In the time I have known him and being around him has been a respectful and positive time.

I am confident that Shahab will continue to uphold the highest standards of conduct and make meaningful contributions wherever he goes. It is without hesitation that I recommend him as a person of good character.

If you have any further questions or require more information, please do not hesitate to contact me.

Sincerely,

Prince Tupe



Family Friend

Honeyville

CORPORATE OFFICE
1040 West 600 North
Ogden, UT 84404
Tel: (385) 374-9400
www.honeyville.com

June 27, 2025

RE: Letter for Previous Employee Shahab Kazemzadeh

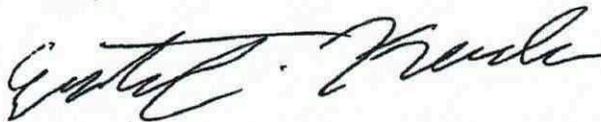
To whom it may concern,

Shahab Kazemzadeh was employed with Honeyville Inc. from 09/10/2024 to 03/06/2025 as a direct employee and a Sanitation Team Member.

Prior to becoming a direct employee, he was employed through a third-party company called QSI that provided sanitation services for our facility before we absorbed these duties to be completed internally instead of being outsourced.

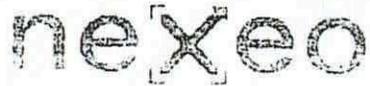
Shahab provided a two-week notice prior to ending his employment with us and put forth efforts to work through the entirety of the notice he provided. Ultimately, both he and the company decided it would be best for him to end his employment prior to the completion of the full two weeks, but this was a mutual decision.

Sincerely,



Estefani Keele
HR Generalist





To whom it may concern:

8/21/2025

Shahab Kazemzadeh was working with Nexeo as a forklift operator for Autoliv in June 2025. He is no longer on assignment there but is still eligible to work with Nexeo at any current openings we have. If you have any questions you can contact me at 

Thank you

A handwritten signature in black ink, appearing to read "Natasha Dyson".

Natasha Dyson

Recruiter

Ogden Branch



07/25/2023

To whom it may concern:

My name is Rachelle Kazemzadeh, and I am writing this letter to explain our family situation, yet better said my parents' situation, and how much my brother's, Mr. Shahab Kazemzadeh, presence can be a big help to all of us. My father, Mr. Amin Kazemzadeh, now 78 years old, is having a surgical procedure at the Huntsman Cancer Institute on 08/17/2023. For the first three days, he will be in the ICU, and then on the Med-Surg Floor, and according to his surgical team, after another 1-2 days, he will be discharged home, where he will need constant help and support at home. His surgery will be on his diaphragm, and he will need help to lift, eat, use the restroom, lay back down to rest, company to ride with him to his follow-up appointments, and a consistent routine for his medication intake.

Unfortunately, his wife/my mother is 73 years old and also unhealthy to the point that she cannot care for our father: I live in Los Angeles where I am attending school to obtain my master's degree in nursing and cannot excuse myself from my clinical rotations. My older sister, who recently lost her 35-year-old son due to cardiac arrest, is not feeling well enough to care for our father; therefore, having Shahab around our parents will be a tremendous help. Shahab will significantly help my dad and the Healthcare team, who will care for and continue care after he is released from the hospital. As he has following prior releases, he will live with our parents in Sandy. He very clearly understands that he must fulfill all the requirements of his parole supervision in order to remain free to be able to care for our parents.

I am kindly and respectfully asking for Mr. Shahab Kazemzadeh's urgent and expeditious release so his family and his parents can benefit from him being around and caring for them. He has been an incredible support to our parents since he has been released a few years ago.

Sincerely,
Rachelle Kazemzadeh

**PRIVILEGED
LEGAL MAIL**

HUNTSMAN
CANCER INSTITUTE

Date 07/22/2023

To whom it may concern:

Shahab Kazemzadeh's Father, Amin, is having a surgical procedure completed at the Huntsman Cancer Institute on **08/17/2023**. Mr. Kazemzadeh's help and support will be greatly needed as he is the only child living near/with his parents, and his other siblings live out of the state. We spoke to his younger sister, who is attending school at the time of the surgery, and Mr. Kazemzadeh's presence can tremendously help us make this process smoother with his father at our hospital and for his follow-ups.

Please let me know if you require any additional information.

Sincerely,

Brian A. Mitzman, MD
Chad M., RN, BSN
Huntsman Clinic 1A Oncology
1950 Circle of Hope
Salt Lake City, UT 84112-5500



**PRIVILEGED
LEGAL MAIL**

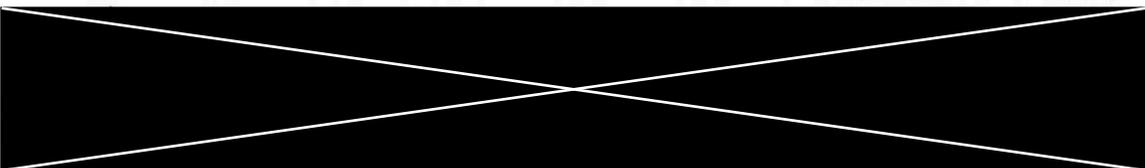
EXHIBIT C: STUDENT ENROLLMENT



Hair Design Student Enrollment Agreement

Student Information:

Student's Full Legal Name: Shahab Kazemzadeh



Educational Requirements Met: *

- High School Diploma
- GED

*(Graduation requirements must be met *His date was changed to July 9th but he was detained. He's able to start once he is released.* valent to US standards)

School Name: South Park Academy Year Graduated: 2008

Post-Secondary Education: Salt Lake Co From: 2007 to 2009

Emergency Contacts:

Name: Rachelle Relationship: Re Phone:

Name: Ramin Relationship: brother Phone:

<input checked="" type="checkbox"/> Hair Design Course	<input type="checkbox"/> Transfer/Re-Entry Hair Design Course
<input type="checkbox"/> Full Time – 1,200 hours, 35 weeks	Transfer/Re-entry hours accepted: <u>N/A</u>
<input checked="" type="checkbox"/> Mid Time – 1,200 hours, 48 weeks	Hours Contracted with the institution: <u>N/A</u>
<input type="checkbox"/> Part Time – 1,200 hours, 60 weeks	Number of Weeks to Complete Contracted Hours: <u>N/A</u>

Payment Information

Application Fee Paid: 05/08/2025

Title IV - Federal Financial Aid Cash Pay Full Cash Pay Portion

Other Financial Arrangement: Voc Rehab

All financial obligations to the school must be satisfied prior to graduation and release of hours.

<p>Cost Break Down</p> <p>Application Fee (Nonrefundable): \$50.00</p> <p>Registration Fee (Nonrefundable): \$350.00</p> <p>Kit Fee (Nonrefundable once issued): \$2,800.00</p> <p>Tuition for Hours: \$16,740.00</p> <p>GRAND TOTAL: \$19,940.00</p> <p>Other Fees: (only charged upon special circumstances)</p> <p>Late Fee: \$25.00 (on payments made more than 10 days late)</p> <p>Missed Saturday Fee: \$50.00 (per missed Saturday)</p> <p>Overtime Charges: \$13.95 (per overtime hour required)</p> <p>Termination Fee: \$150.00</p> <p>Payment Options: The institution accepts cash, checks, money orders, traveler's checks, or credit or debit cards. Payments made with credit or debit card are subject to 3% processing fee.</p>	<p>Transfer Hours and Fees:</p> <p><input type="checkbox"/> Transfer/Re-entry Student</p> <p>Hours Accepted Toward Hair Design License: <u>N/A</u></p> <p><u>N/A</u> Hours @ \$13.95 = Tuition of \$ <u>N/A</u></p> <p><input type="checkbox"/> Registration Fee (Nonrefundable): \$350.00</p> <p><input type="checkbox"/> Application Fee (Nonrefundable): \$50.00</p> <p><input type="checkbox"/> Re-Entry Fee (Nonrefundable): \$150.00</p> <p><input type="checkbox"/> Kit (Nonrefundable if issued): \$2,800.00</p> <p><input type="checkbox"/> Additional Tools: <u>N/A</u></p> <p>SUBTOTAL: \$ <u>N/A</u></p> <p><input type="checkbox"/> Other (if applicable): \$ <u>N/A</u></p> <p>GRAND TOTAL: \$ <u>N/A</u></p>
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Hair Design Student Enrollment Agreement

AVAILABLE SCHEDULES - ORIENTATION/ MANNEQUIN (3 WEEKS)

Daytime: Tuesday - Friday 10 AM - 4 PM

AVAILABLE SCHEDULES - ORIENTATION/ MANNEQUIN (4 WEEKS)

Evening: Tuesday - Friday 5 PM - 8 PM

*There is no Saturday attendance until junior level has been completed. Students will begin Saturday attendance their 7th week in the program.

AVAILABLE SCHEDULES -- CLINIC FLOOR

Full Time: 35 Hours/Week

AM Every Saturday: Tuesday - Friday 9 AM - 3:30 PM & Saturdays 8 AM - 5 PM

PM Every Saturday: Tuesday - Friday 1:30 PM - 8 PM & Saturdays 8 AM - 5 PM

AM One Saturday: Tuesday - Friday 9 AM - 5:45 PM & One Saturday/month

PM One Saturday: Tuesday - Friday 11:15 AM - 8 PM & One Saturday/month

Mid Time: 25 Hours/Week

AM Every Saturday: Tuesday - Friday 9 AM - 1 PM & Saturdays 8 AM - 5 PM

PM Every Saturday: Tuesday - Friday 4 PM - 8 PM & Saturdays 8 AM - 5 PM

AM One Saturday: Tuesday - Friday 9 AM - 3:15 PM & One Saturday/month

PM One Saturday: Tuesday - Friday 1:45 PM - 8 PM & One Saturday/month

Part Time: 20 Hours/Week

AM Every Saturday: Tuesday - Friday 9 AM - 11:45 AM & Saturdays 8 AM - 5 PM

PM Every Saturday: Tuesday - Friday 5 PM - 8 PM & Saturdays 8 AM - 5 PM

AM One Saturday: Tuesday - Friday 9 AM - 2 PM & One Saturday/month

PM One Saturday: Tuesday - Friday 3 PM - 8 PM & One Saturday/month

Class Start Date: June 11, 2025

Scheduled Graduation Date: June 23, 2026

This Enrollment Agreement is a contract between Shahab Kazemzadeh (Student) and The Barber School (School). I, the Student, have read and understand all pages/all parts of this Agreement, and agree to abide by the rules, conditions, and financial terms stated herein. I agree to pay the tuition shown in this Enrollment Agreement for the course I have chosen, and I understand and accept the refund policy as stated on the next page. I have read and received a copy of this Agreement and the Student Handbook for my personal records. I agree to the payment information as stated above and understand that any funding through federal and/or state programs is an estimate and that any remaining balance will become my responsibility.

I agree to be responsible for any and all costs incurred by the School to enforce the terms of this Agreement, including, but not limited to, reasonable attorney's fees, costs of collections and court costs. Payments in default according to contract terms are subject to collections. I authorize the School or its collectors to call me at any number I provide or at any number at which the School reasonably believes can contact me, including calls to mobile, for any lawful purpose(s). I agree to any fees(s) or charge(s) that I may incur for incoming calls from the School, and/or outgoing calls to the School, to or from any such number, without reimbursement from the School.

I authorize the deduction of tuition, fees, and supply costs from any financial assistance including but not limited to state, federal, bank and/or other methods received.

This Agreement is not valid until signed by an authorized School official.

Student signature: Shahab Kazemzadeh Date: 05/16/2025

Parent/guardian signature (if applicable): Not Applicable Date: Not Applicable

School Official signature: [Signature] Date: 05/16/2025

**EXHIBIT D:
CERTIFICATES**

South Park Academy
Jordan School District

This certifies that

Shahab Kazemzadeh

has satisfactorily completed a Course of Study prescribed by the Board of Education of the Jordan School District for Graduation and is therefore awarded this Adult Education Secondary

Diploma

Given this fourth day of June, two thousand eight

Rob Christensen
PRESIDENT OF THE BOARD
D Bruce Green
DEPUTY SUPERINTENDENT FOR BUSINESS SERVICES



Bruce Green
SUPERINTENDENT OF SCHOOLS
Tony Carter
PRINCIPAL

Salt Lake Community College

at Salt Lake

To All Who Read This Document Greetings

Upon recommendation of the President and the Faculty,

We it know that

Shahab Kazemzadeh

Has been granted this

Associate of Applied Science

With a major in

Architectural Technology/Construction Management

together with all the rights, honors, privileges, and responsibilities pertaining thereto.
Given at Salt Lake City, in the State of Utah on the fifth day of August, two thousand eight.

Gyntha A. Quoteau
PRESIDENT OF THE COLLEGE

[Signature]
CHAIRMAN BOARD OF TRUSTEES



[Signature]
COMMISSIONER OF HIGHER EDUCATION

[Signature]

Multicultural Initiatives

Pillar of Excellence Award

presented to

Shahabf Kazemzaden

For your outstanding performance and dedication to the highest standards of excellence

May 1, 2008

Denise Huftalin
Dr. Denise Huftalin,
Vice President Student Services

Debbie Corsino-Moore
Debbie Corsino-Moore,
Director Multicultural Initiatives

Dr. Martin Clark
Dr. Martin Clark, Dean of Students

Salt Lake
Community
College

Certificate of Completion

THIS CERTIFICATE ACKNOWLEDGES THAT

Shahab Kazemzadeh

HAS SUCCESSFULLY COMPLETED
THE ALTERNATIVE BEHAVIOR PROGRAM
FOR DOMESTIC VIOLENCE OFFENDERS

Jonathan Taylor

JONATHAN TAYLOR, CMHC
THERAPIST, CONNECT2SUCCESS

Jonathan Taylor

January 17, 2024

EXHIBIT E:
WORK PERMIT

EXHIBIT F: PAYSTUBS

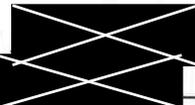
EXHIBIT G: TAXES

EXHIBIT H: ICE's ORDER OF SUPERVISION

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF SUPERVISION

File No.:



Date:

Name: KAZEMZADEH, SHARAB

On March 4, 2020, you were ordered:
(Date of Final Order)

- Excluded or deported pursuant to proceedings commenced prior to April 1, 1997.
- Removed pursuant to proceedings commenced on or after April 1, 1997.

Because the agency has not effected your deportation or removal during the period prescribed by law, it is ordered that you be placed under supervision and permitted to be at large under the following conditions:

- That you appear in person at the time and place specified, upon each and every request of the agency, for identification and for deportation or removal.
- That upon request of the agency, you appear for medical or psychiatric examination at the expense of the United States Government.
- That you provide information under oath about your nationality, circumstances, habits, associations and activities and such other information as the agency considers appropriate.
- That you do not travel outside Utah for more than 48 hours without first having notified this agency office of the dates and places, and obtaining approval from this agency office of such proposed travel.
(Specify geographic limits, if any)
- That you furnish written notice to this agency office of any change of residence or employment 48 hours prior to such change.
- That you report in person on 09/12/2024 08:00 AM to this agency office at:
(Date/Time)

See I-831

(Reporting Address)

- That you assist U.S. Immigration and Customs Enforcement in obtaining any necessary travel documents.
- Other: *Your release is contingent upon your enrollment and successful participation in an Alternatives to Detention (ATD) program as designated by the U.S. Department of Homeland Security. As part of the ATD program, you will be subject to electronic monitoring and may be subject to a curfew. Failure to comply with the requirements of the ATD program will result in a redetermination of your release conditions or your arrest and detention.*
If fitted with a U.S. Immigration and Customs Enforcement GPS tracking ankle bracelet, do not tamper with or remove the device. Under federal law, it is a crime to willfully damage or attempt to damage property of the United States. Damaging or attempting to damage the GPS tracking ankle bracelet or any of its associated equipment (including, but not limited to, the charging station, batteries, power cords, etc.) may result in your arrest, detention, and prosecution under 18 U.S.C. § 1361 and/or 18 U.S.C. § 641, each punishable by a fine, up to ten years imprisonment, or both.
- See attached sheet containing other specified conditions (Continue on separate sheet if required)

(Signature of ICE Official)

RUIZ, J 2284

(Print Name and Title of ICE Official)

Alien's Acknowledgement of Conditions of Release under an Order of Supervision

hereby acknowledge that I have (read) (had interpreted and explained to me in the English language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine, detention, or prosecution.

(Signature of ICE Official Serving Order)

(Signature of Alien)

07/12/2024
(Date)

EXHIBIT J:
RELEVANT CASE STUDY
Elkaz v. Mayorkaz, et al.,
Case No.2:24-cv-00650-JAD-DJA
District of Nevada

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Sinisa Elkaz,
Petitioner
v.
Alejandro Mayorkas, *et al.*,
Respondents

Case No.: 2:24-cv-00650-JAD-DJA

**Order Screening and Serving
Petition for Writ of Habeas Corpus**

[ECF No. 1-2]

Sinisa Elkaz, who is in federal custody at the Nevada Southern Detention Center, in Pahrump, Nevada, initiated this habeas corpus action, *pro se*, on March 26, 2024, by submitting a petition for writ of habeas corpus for filing.¹ Elkaz paid the filing fee on April 9, 2024.²

Elkaz, who alleges that he is a national and citizen of Croatia and formerly a lawful permanent resident of the United States and not a danger to the community or a flight risk,³ claims that his more than eight months of detention pending his removal violates his rights under the United States Constitution and federal statutes.⁴ Having conducted an initial review of Elkaz’s petition, I direct service of the petition on the respondents and set a schedule for further proceedings.

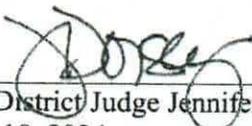
¹ ECF No. 1-2.
² ECF No. 3.
³ ECF No. 1-2 at 3–4.
⁴ *Id.* at 4–5.

1 IT IS THEREFORE HEREBY ORDERED that **the Clerk of the Court is directed to**
2 separately **FILE** the Petition for Writ of Habeas Corpus (ECF No. 1-2) and **SERVE** copies of
3 the habeas petition (ECF No. 1-2) and this order upon the respondents as follows:

4 1. By serving a copy of the petition (ECF No. 1-2) and a copy of this order on the United
5 States Attorney for the District of Nevada in accordance with Rule 5(b)(2)(E) of the Federal
6 Rules of Civil Procedure.

7 2. By sending a copy of the petition (ECF No. 1-2) and a copy of this order by mail, in
8 accordance with Rule 5(b)(2)(C) of the Federal Rules of Civil Procedure, to: (1) Merrick B.
9 Garland, Attorney General of the United States, 950 Pennsylvania Avenue, NW, Washington,
10 DC 20530-0001; (2) Alejandro Mayorkas, Secretary of the Department of Homeland Security,
11 2707 Martin Luther King Jr. Ave. SE, Washington, DC 20528; (3) Kerri Ann Quihuis, ICE Field
12 Office Director for Nevada, 501 Las Vegas Boulevard South, Suite 536, Las Vegas, NV 89101;
13 and (4) Christopher Chestnut, Warden, Nevada Southern Detention Center, 2190 East Mesquite
14 Ave., Pahrump, NV 89060.

15 IT IS FURTHER ORDERED that counsel for respondents has until May 10, 2024, to
16 appear in this action, and respondents have until June 9, 2024, to file and serve an answer or
17 other response to the habeas petition. If respondents file a motion to dismiss, petitioner will have
18 60 days to file a response to the motion to dismiss and then respondents will have 30 days to file
19 a reply. If respondents file an answer, petitioner will have 60 days to file a reply to the answer.

20
21 
22 U.S. District Judge Jennifer A. Dorsey
23 April 10, 2024

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Enter keywords, casename, or case..

Browse cases > United States District Court, District of Nevada > 2024 > June > Elkaz v. Mayorkas


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Elkaz v. Mayorkas

United States District Court, District of Nevada

Jun 10, 2024

Judgment

Subsequent
References

CaseIQ

Case Information

 CITATION CODES

[See more information ...](#)

Jennifer A. Dorsey, U.S. District Judge

JASON M. FRIERSON

United States Attorney

District of Nevada

Nevada Bar No. 7709

CHRISTIAN R. RUIZ

Assistant United States Attorney

Login

JOINT STIPULATION AND ORDER OF DISMISSAL WITHOUT PREJUDICE

ECF NO. 7

Jennifer A. Dorsey, U.S. District Judge

The United States of America and Petitioner Sinisa Elkaz, *pro se*, hereby stipulate to *2 the dismissal without prejudice of each and every claim alleged in the petition for writ of habeas corpus filed in this case [ECF No. 1-2], each party to bear its own fees and costs.

IT IS SO ORDERED. *3

ORDER

Based on the parties' stipulation [ECF No. 7] and good cause appearing, IT IS HEREBY ORDERED that THIS ACTION IS DISMISSED without prejudice, each side to bear its own fees and costs. The Clerk of Court is directed to CLOSE THIS CASE.



CERTIFICATE OF SERVICE

I, Shahab Kazemzadeh, hereby certify that the foregoing documents has been submitted on the date indicated below. Further, I personally served a true, complete and correct copy of the foregoing documents by placing it in a pre-paid stamped envelope through the institutional internal legal mail system at Nevada Southern Detention Center and mailing it to the following individuals:

Michael Bernacke
Salt Lake City ICE Field Office Director
2975 Decker Lake Drive, Ste 100
West Valley City, UT 841179-6096

Patrick J. Lechleitner
ICE Deputy Director
500 12th St. SW
Washington, DC 20536

Kristi Noem
Secretary of the Department of
Homeland Security
2707 Martin Luther King Jr. Ave SE,
Washington, DC 20528

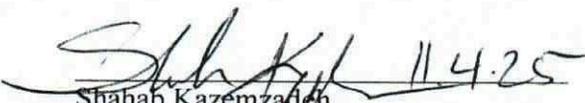
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Respectfully submitted on this 4th day of November, 2025.

Executed in Pahrump, Nevada.


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