

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

XIANWU LIN,

Petitioner,

- v -

PAMELA BONDI, in her official capacity as U.S.  
Attorney General, *et al.*,

Respondents.

25 Civ. 8568 (KMK)

**RETURN TO  
HABEAS PETITION**

Pursuant to 28 U.S.C. § 2243, respondents (the “government”) respectfully submit this return, together with the accompanying memorandum of law and the Declaration of Supervisory Detention and Deportation Officer Kristopher Dawson, in response to the petition for a writ of habeas corpus of petitioner Xianwu Lin (“Petitioner”).

The attached documents are taken from Petitioner’s administrative immigration file, as maintained by U.S. Immigration and Customs Enforcement (“ICE”).

1. Exhibit A is an Encounter Summary regarding an ICE encounter with Petitioner on February 24, 2025.
2. Exhibit B is an Application for Employment Authorization, Form I-765.
3. Exhibit C is a Record of Sworn Statement in Administrative Proceedings, Form I-877, signed on October 3, 2022.
4. Exhibit D is an Amended Judgment in a Criminal Case in *United States v. Lin Xian Wu*, No. 02 Cr. 271-04 (S.D.N.Y.), imposed on September 6, 2006.
5. Exhibit E is an Order on Motion for Reduction in Sentence Under 18 U.S.C. § 3582(c)(1)(A) (Compassionate Release) in *United States v. Lin Xian Wu*, No. 02 Cr. 271-04 (S.D.N.Y.), dated July 7, 2022.

6. Exhibit F is a Record of Deportable/Inadmissible Alien, Form I-213, dated October 4, 2022.
7. Exhibit G is a Notice to Appear, Form I-862, served on Petitioner on October 7, 2022.
8. Exhibit H is a Warrant for Arrest of Alien, Form I-200, served on Petitioner on October 7, 2022.
9. Exhibit I is a Notice of Rights and Request for Disposition, Form I-826, dated October 7, 2022.
10. Exhibit J is a copy of an order of removal for Petitioner dated October 31, 2022.
11. Exhibit K is a copy of a Release Notification for Petitioner dated January 20, 2023.
12. Exhibit L is a copy of an Order of Supervision for Petitioner dated January 20, 2023.
13. Exhibit M is a copy of a Notice of Revocation of Release dated February 24, 2025.
14. Exhibit N is a copy of a Notice of Imminent Removal Pursuant to 8 CFR 241.4(g)(4) dated May 22, 2025.
15. Exhibit O is a copy of an ICE panel determination regarding Petitioner dated September 24, 2025.
16. Exhibit P is a Permit for Entry issued by the Embassy of the People's Republic of China in the United States dated November 17, 2025.

The facts contained in Exhibits A through P and the Dawson Declaration, and the law set forth in the government's memorandum of law in opposition to the petition, establish that Petitioner's detention is lawful.

WHEREFORE, the government respectfully requests that the Court enter judgment denying the petition.

Dated: December 6, 2025  
New York, New York

Respectfully submitted,

JAY CLAYTON  
United States Attorney for the  
Southern District of New York

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