

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA**

ROBERSON NELSON

CIVIL ACTION

VERSUS

NO. 25-944-SDD-RLB

**U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT, ET AL.**

**MOTION TO DISMISS UNDER RULE 12(b)(1) OF THE FEDERAL RULES OF CIVIL
PROCEDURE BY U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT AND
PAMELA BONDI**

The U.S. Immigration and Customs Enforcement and Pamela Bondi (“Federal Respondents”)¹ move to dismiss Petitioner Roberson Nelson’s petition of writ of habeas corpus. As of December 4, 2025, Petitioner Nelson has been removed from the United States under his September 13, 2000, final order of removal.² So the challenge to his detention at the Louisiana ICE Processing Center at Louisiana State Penitentiary is moot because there is no ongoing detention from which the Court can order release. *Cf. Oguntuyi v. Manuel*, No. 25-1069, 2025 WL 2399184, at *2 (W.D. La. July 21, 2025).

Additionally, Petitioner Nelson has not identified any collateral consequences that he has or would suffer regardless, or because, of his release. Thus, there is no further relief available to Petitioner Nelson in this case. Federal Respondents request that the Court grant its motion and dismiss Petitioner Nelson’s habeas petition.

¹ Federal Respondents are the U.S. Immigration and Customs Enforcement and Pamela Bondi. The undersigned does not represent Kevin Jordan, Warden, Louisiana ICE Processing Center, as Warden Jordan is not a federal employee. However, all arguments made on behalf of the remaining Respondents apply with equal force to Warden Jordan, as he is detaining Petitioner Nelson at the request of the United States.

² Exhibit A (Declaration of Lisa Fruge-Prudhome, Enforcement and Removal Operations, U.S. Immigration and Customs Enforcement) ¶¶ 6-9.

January 13, 2026

UNITED STATES OF AMERICA, by

KURT WALL
UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

A filed copy of this motion to dismiss and the corresponding memorandum in support were mailed to the petitioner, Roberson Nelson, at his last known address provided to the Clerk of Court:
Attn: Roberson Nelson, Louisiana ICE Processing Center, 17544 Tunica Trace, Angola, LA 70712.

/s/ Justin A. Jack
Justin A. Jack
Assistant United States Attorney