



U.S. Department of Justice

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December 3, 2025

By ECF

Hon. Katharine S. Hayden, U.S.D.J.
U.S. District Court for the District of New Jersey
Frank R. Lautenberg U.S. Post Office and Courthouse
2 Federal Square
Newark, NJ 07102

**Re: *Tsitsouachvili v. Warden of Delaney Hall*, No. 25-16875
Witness Testimony for December 9 Hearing**

Dear Judge Hayden:

This Office represents the Respondents in the above-referenced immigration habeas matter brought by Petitioner Devi Tsitsouachvili. Petitioner is subject to a final order of removal and is detained by U.S. Immigration and Customs Enforcement (“ICE”) under 8 U.S.C. § 1231(a). We write in response to the Court’s December 2, 2025 Order regarding witness testimony for a hearing on December 9, ECF Nos. 9, and to advise the Court that Respondents rest on their papers.

According to ICE, Supervisory Senior Detention and Deportation Officer Williams does not have any personal knowledge about ICE’s efforts to facilitate Petitioner’s removal other than what is contained in his declaration. Accordingly, Respondents respectfully stand on the record submitted to the Court, notwithstanding the Court’s preliminary finding that the current record “is insufficient to support Petitioner’s continued detention in light of the information already provided by both sides[.]” ECF No. 12. If the Court concludes that the hearing should go forward without live testimony from ICE personnel, Respondents will be prepared for oral argument.

If the Court concludes that the existing record warrants release of the Petitioner, Respondents respectfully request the Court permit ICE to release Petitioner from the facility, rather than directly from the courtroom, to ensure Petitioner can obtain his personal effects and ICE can expeditiously process his

release in an orderly fashion and in compliance with its release policies. *See* ICE Detention Standards (rev. 2025),¹ Std. 2.1 (Admission and Release). Respondents would also respectfully request the Court permit ICE to impose reasonable supervision conditions such as a bond, GPS monitoring, and a check-in schedule with immigration officers if the Court orders Petitioner's release.

Thank you for your consideration of this matter.

Respectfully submitted,

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U.S. Deputy Attorney General

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cc: Counsel of Record (by ECF)

¹ *See* <https://www.ice.gov/doclib/detention-standards/2025/nds2025.pdf> (last visited Dec. 3, 2025).