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13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**  
15

16 PHANTSULAIA, Eka

17 *Petitioner*

18 v.

19 Gregory J. ARCHAMBEAULT, Director  
20 of the San Diego Field Office of ICE  
21 Enforcement and Removal Operations  
22 ("ICE/ERO"); Kristi NOEM, Secretary of  
23 the United States Department of Homeland  
24 Security ("USDHS"); and Pamela BONDI,  
25 Attorney General ("AG") and Chief Law  
26 Enforcement for the U.S. Department of  
27 Justice ("USDOJ"); David RIVAS,  
28 Warden of the San Luis Regional  
Detention Center; and Anne Kristina  
PERRY, Assistant Chief Immigration  
Judge for the San Diego Immigration  
Court,

*Respondents*

Civ. No.: '25CV2269 AJB DDL

VERIFIED PETITION FOR WRIT OF  
HABEAS CORPUS UNDER 8 U.S.C.  
§ 1252(e)(2) AND 28 U.S.C. § 2241

Agency No. 

1  
2 **INTRODUCTION**

3 1. Petitioner Eka Phantsulaia is a national and citizen of Georgia in the  
4 custody of the Immigration and Customs Enforcement (ICE), initially at the Otay Mesa  
5 Detention Center (OMDC) and currently at the San Luis Regional Processing Center  
6 (SLRPC), also known as the San Luis Regional Detention Center (SLRDC) both under  
7 the joint supervision of Enforcement and Removal Operations (ERO) of the San Diego  
8 Field Office and/or the Calexico Sub Field Office.

9 2. Petitioner is being held in ICE custody unlawfully because she has been  
10 denied a reasonable opportunity to demonstrate before an immigration judge that  
11 according to existing administrative law (e.g., *Matter of Guerra*, 24 I. &  
12 N. Dec. 37 (BIA 2006)) she does not present a threat to the security of the United States  
13 or a danger to the community and is not a flight risk.

14 3. Petitioner demonstrated to an asylum officer six (6) months ago that she  
15 provided "credible testimony" and was determined by the asylum officer at the  
16 conclusion of a credible fear interview (CFI) to possess a "significant possibility" of  
17 establishing past persecution if given the opportunity to be placed in regular removal  
18 proceedings under 8 U.S.C. § 1229a before an immigration judge (hereinafter all  
19 statutory references are to 8 U.S.C., and all regulatory references are to 8 C.F.R., unless  
20 expressly noted otherwise).

21 4. Since then, Petitioner has twice formally applied for an opportunity for a  
22 bond redetermination hearing as authorized by established procedures before an  
23 immigration judge in San Diego; but twice the two (2) immigration judges have found  
24 they lack authority to hear her request for a bond hearing on the false pretense that  
25 Petitioner is being held in custody under expedited removal proceedings under Section  
26 1225(b) (mandatory detention) when in fact she is statutorily entitled to be heard on  
27 release under Section 1236(a) because the initial expedited removal proceedings were to  
28 be vacated after she received a positive CFI with the asylum officer. Section 208.9(a)(1).



**PARTIES**

1  
2 9. Petitioner Eka Phantsulaia is being held in the custody of the Respondents  
3 and is has been and is being housed between the OMDC and the SLRPC under the joint  
4 supervision of the ERO for the San Diego Field Office and the Calexico Sub Field  
5 Office.

6 10. Respondent Gregory J. Archambeault is the Director of the San Diego  
7 Field Office of ICE Enforcement and Removal Operations (ERO). Respondent  
8 Archambeault is the highest regional authority responsible for the operation of all  
9 immigration detention and custody of foreign nationals being held in his broad Area of  
10 Responsibility (AoR). As such, Respondent Archambeault is the custodian and exercises  
11 full control over all persons being held in the referenced regional detention centers here,  
12 OMDC and SLRPC. Respondent Archambeault is being sued in his official capacity.

13 11. Respondent Kristy Noem is the Secretary of the United States Department  
14 of Homeland Security (DHS) and as such she is a legal custodian of Petitioner and is  
15 named in her official capacity. Respondent Noem is being sued in her official capacity.

16 12. Respondent Pamela Bondi is the Attorney General of the United States and  
17 the Chief Law Enforcement official for the Department of Justice. As such, she is a legal  
18 custodian of Petitioner and is named as a Respondent in this Petition in her official  
19 capacity. Defendant Bondi is being sued in her official capacity.

20 13. Respondent David. Rivas is the warden of the SLRPC and is being sued in  
21 his official capacity.

22 14. Respondent Anne Kristina Perry, Assistant Chief Immigration Judge for  
23 the San Diego Immigration Court, presently a subpart of the Executive Office for  
24 Immigration Review, created in 1983 to ensure a more fair and impartial adjudication of  
25 immigration cases, as a separate entity from the legacy Immigration and Naturalization  
26 Service (INS) in response to critics who foresaw a potential conflict of interest having  
27 the same agency (the INS) acting as both, the prosecutor and judge of immigration cases.

28 14.1. Respondents, Archambeault, Noem, Bondi, Rivas, and Perry were each,

1 and at all times relevant in this complaint acting within the scope and course of their  
2 federal official named positions.

3 **FACTS**

4 15. On January 28, 2025, Eka Phantsulaia (E.P.) “applied for admission” into  
5 the United States via a vehicle primary lane booth at the San Ysidro Port of Entry  
6 (SYSPOE),<sup>1</sup> see I-213, marked Exhibit A p.2.

7 16. *There*, she informed the DHS officials that she feared for her life in her  
8 home country of Georgia and asked guidance from the SYSPOE’s authorities on how to  
9 apply for asylum and nonrefoulement.<sup>2</sup>

10 17. SYSPOE officials then found Petitioner to be inadmissible to the United  
11 States for not having in her possession a valid, unexpired immigrant visa, reentry permit  
12 or other valid entry document as required by law. The SYSPOE officials then placed her  
13 in “expedited removal” proceedings under Section 1225(b)(1)(A)(i) and served her with  
14 a “*Notice and Order of Expedited Removal*” and “*Determination of Inadmissibility*”,  
15 Form I-860, see Exhibit B attached to this Petition.

16 18. If the alien makes a claim for asylum or an intention to apply for asylum,  
17 then the legal processes that must be followed by DHS officials when encountering a  
18 similar inadmissible person, require that the alien be referred for an interview by an  
19 asylum officer under subparagraph (B) of section 1225(b)(1) referred to as “Asylum  
20 interviews.” *Id.*

21 19. DHS officials at the SYSPOE *then* placed Petitioner under arrest and

22  
23 <sup>1</sup> There are various federal agencies housed at the SYSPOE, including among them  
24 the U.S. Customs and Border Protection (CBP) and U.S. Immigration and Customs  
25 Department (ICE). Both are subagencies of the U.S. Department of Homeland Security  
26 (DHS). Hereinafter, for purposes of simplicity this writing will refer to all such SYSPOE  
27 officials as DHS officials or delegates without regard to their corresponding subagency.

28 <sup>2</sup> An asylum application is governed by Section 1158(a) and includes consideration  
of an application for withholding of removal under § 1231(b)(3) and for withholding of  
removal under Article III of the Convention Against Torture, 8 C.F.R. Parts 1208.16-18.

1 housed her in the custody of DHS's Otay Mesa Detention Center (OMDC), located in  
2 San Diego. According to the statute, because she expressed a fear of being returned to  
3 Georgia and her desire to apply for asylum, DHS officials were required to refer her  
4 "fear claim" to an asylum expert, from a dedicated asylum office within the United  
5 States for that official to conduct what is referred to as a "credible fear interview" (CFI).  
6 Section 1225(b)(1)(B); see also Section 1225(b)(1)(A)(i)-(ii).

7 20. A CFI is conducted by the asylum officer as this term is defined in Section  
8 1225(b)(1)(E), whom has been professionally trained in asylum law in order to  
9 determine whether at the conclusion of the examination the applicant could be found to  
10 have provided (a) "credible testimony" and (b), a "significant possibility" of establishing  
11 past persecution if given the opportunity to be placed in regular removal proceedings  
12 under Section 1229a before an immigration judge.

13 21. The quoted terms represent the legal standard required under Title 8 C.F.R.  
14 § 208.30(e)(2) for authorizing the asylum officer at the conclusion of the CFI, to vacate  
15 the final order of "expedited removal" under Section 1225(b)(1)(A)(i) referenced in the  
16 previous paragraph and to place the asylum applicant in regular removal proceedings  
17 under Section 1229a.

18 22. Aliens placed in expedited removal proceedings under Section 1225(b)(1)  
19 are not given access to an immigration judge for purposes of determining their asylum  
20 claim in a full evidentiary hearing—as are those placed in regular removal proceedings  
21 under Section 1229a.

22 23. DHS officials *reluctantly* referred Petitioner to an asylum officer  
23 *eventually*—but only after a series of exchanges between her administrative counsel,  
24 Nona Tilley and one of the DHS officials involved in her case, deportation officer T. B.  
25 Hunter. *See, recorded series of email exchanges*, a copy of which is attached hereto as  
26 Exhibit C, and incorporated by reference to this Petition.

27 24. On information and belief, in or about the first week of March 2025, at the  
28 conclusion of an almost three (3) hour CFI conducted with the asylum officer using a

1 government contracted Georgian interpreter, Petitioner was informed that (i) she had  
2 been found to have testified credibly; (ii) to possess a credible fear of persecution, and  
3 (iii) that there is a “significant possibility” that she had established persecution on  
4 account of her political opinion in Georgia.<sup>3</sup> Section 1225(b)(1)(B)(v) defining the term  
5 credible fear of persecution.

6 25. Where a designated asylum officer conducting a CFI makes a positive  
7 finding for the asylum applicant, the asylum officer has to vacate the prior order of  
8 “expedited removal” under section 1225(b)(1) and issue a new charging document  
9 referred to as a Notice to Appear (NTA) under section 1229a, thereby allowing the  
10 asylum applicant the opportunity to be heard on her asylum claims at a full evidentiary  
11 hearing before an immigration judge. *See* Section 235.6(a)(1) requiring an immigration  
12 officer to issue a referral to an immigration judge and by delivering a Form I-862 to the  
13 applicant.

14 26. As of today, nearly six (6) months after the asylum officer conducted the  
15 CFI and seven (7) months after she was taken into custody by DHS, Petitioner remains  
16 in ICE custody—still unable to secure a master calendar hearing with an immigration  
17 judge and still unable to secure a bond redetermination hearing from unlawful custody—  
18 as she is lawfully entitled to and should have taken place promptly after the conclusion  
19 of the CFI this past March.

20 27. The reason for this severely prolonged unresolved hiatus is because the  
21 DHS officials at the San Diego Field Office have either lost, misplaced, and neglected to  
22

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23 <sup>3</sup> The three-part findings are specific legal terms that the asylum officer conducting a  
24 CFI will make in the record at the conclusion when the subject interviewed has shown to  
25 possess a credible fear. They arise from the language used for that purpose by the federal  
26 regulations. *See*, 8 CFR § 208.30(e)(2) – *Determination*: Explains how an asylum officer  
27 decides whether the alien has established a credible fear of persecution. A “credible fear”  
28 is defined as a “significant possibility” that the alien could establish eligibility for asylum  
under the regular removal proceedings before an immigration judge; see also Section  
1225(b)(1)(B)(v).

1 follow up with the filing of the NTA as required by 8 C.F.R. § 1235.6(a)(1)(i) to initiate  
2 regular removal proceedings against E.P.

3 28. Evidence of the immediate resulting prejudice directly attributable to  
4 Respondents actions and omissions has resulted in two (2) immigration judges that have  
5 presided over two (2) separate bond redetermination hearings, have determined that so  
6 long as Petitioner remains in expedited removal proceedings they lacked the required  
7 authority to adjudicate a bond hearing under Section 1225(b)(1)(B)(iii)(IV). Exhibit D.

8 **I. Respondents' arbitrary and capricious unwillingness to follow the**  
9 **procedural steps that the statute and regulations require them to follow has**  
10 **deprived and continues to deprive Petitioner of an opportunity to apply**  
11 **for her statutory right to be free from unlawful detention.**

12 29. The position of the Respondents regarding Petitioner's present custody is  
13 untenable. In 1997 Congress enacted Section 1225(b) entitled "*Inspection of Applicants*  
14 *for Admission*" And subsection 1225(b)(1) subtitled "*Inspection of Aliens Arriving in the*  
15 *United States and Other Aliens Who Have Not Been Admitted or Paroled*" authorizing the  
16 federal government to summarily remove from the United States certain foreign  
17 nationals who meet a specific criteria. Summarily removing them means without  
18 affording them a series of procedural due process protections that have been traditionally  
19 extended to foreign nationals seeking asylum protections in regular removal proceedings  
20 under a different statute— Section 1229a, INA § 240(a).

21 30. The purpose behind its enactment was in part intended to weed-out bad  
22 actors whose claims for asylum protection were frivolous (as the term is defined in  
23 Section 1158(d)(6) including a deliberate misrepresentation), which nonetheless  
24 benefited the bad actor in various ways entitling the person to be free from custody and  
25 engage in authorized work while the asylum process was pending. But under the new  
26 Section 1225(b)(1) provisions, the foreign national's detention is mandatory and  
27 immigration judges have no authority to consider a bond motion. Section  
28 225(b)(1)(B)(iii)(IV) (Mandatory detention)

1           31. But Congress also created a procedural path for allowing a foreign national  
2 who received a positive CFI to be afforded the opportunity to present her credible valid  
3 claim for asylum before an immigration judge to take place in a full evidentiary hearing  
4 in regular removal proceedings under Section 1229a, or in the alternative, for the same  
5 opportunity to be afforded to her in a full evidentiary hearing but before an asylum  
6 officer rather than in removal proceedings under Section 1229a. *See* 8 C.F.R. Section  
7 208.30(f) (“USCIS has complete discretion to either issue a Form I-862, Notice to  
8 Appear, for full consideration of the asylum and withholding of removal claim in  
9 proceedings under section 240 of the Act, or retain jurisdiction over the application for  
10 asylum . . .”); see also, 8 C.F.R. Section 208.2(a)(1)(ii) (referencing interviews to further  
11 consider an application for asylum of an alien . . . found to have a credible fear of  
12 persecution or torture in accordance with § 208.30(f) and retained by USCIS. . .”).

13           32. Six months ago, after Petitioner was given an affirmative notice on her  
14 CFI, had the USCIS (through the asylum officer) determined it would retain jurisdiction  
15 over the application, the asylum office would have already extended her that  
16 opportunity. 8 C.F.R. Section 208.9(a)(1) (“*Timing of interview.* The asylum officer shall  
17 conduct the interview within 45 days of the applicant being served with a positive [CFI]  
18 made by an asylum officer pursuant to § 208.30(f). . .” Instead, the asylum officer  
19 referred her case for full consideration of the asylum and withholding of removal claim  
20 in regular proceedings under Section 1229a but on information and belief, Respondent  
21 ICE has misplaced or lost the referral documents and has done nothing at all to find them  
22 or retrieve them from the asylum officer anew.

23           33. As a result, one of the consequences of placing a person in regular removal  
24 proceedings is that the asylum applicant will no longer be considered to be in  
25 “mandatory detention” as are—those counterparts in expedited removal proceedings  
26 under Section 1225(b)(1)(B)(iii)(IV).

27           34. Petitioner received a positive CFI in March of 2025. This means that had  
28 the Respondents followed the procedural steps they are required to follow, Petitioner

1 would have been afforded the statutory opportunity to be released from custody by ICE,  
2 or to apply for a bond redetermination hearing before an immigration judge for the very  
3 first time if ICE failed to provide her that opportunity shortly after filing a bond  
4 redetermination motion under Section 1236(a), 8 C.F.R. § 1236.1.

5 35. For the foregoing reasons, Petitioner is requesting this Court to grant her Writ of  
6 Habeas Corpus and order that Respondents extend her the opportunity that Congress intended in  
7 enacting the CFI procedures in their entirety. 28 U.S.C. § 2241(c)(3) (authorizing writ for  
8 people detained in violation of federal law). Should the Court nonetheless choose to address  
9 constitutional questions, it should also find that Petitioner’s detention violates the Due Process  
10 Clause of the Fifth Amendment. “Freedom from imprisonment—from government custody,  
11 detention, or other forms of physical restraint—lies at the heart of the liberty that [the Due  
12 Process] Clause [of the Fifth Amendment] protects.” *Zadvydas v. Davis*, 533 U.S. 678, 690  
13 (2001).

14 36. Petitioner’s unlawful detention violates the Fifth Amendment’s protections for  
15 liberty, for at least three related reasons. First, immigration detention must always “bear[] a  
16 reasonable relation to the purpose for which the individual was committed.” *Demore v. Kim*,  
17 538 U.S. 510, 527 (2003) (citing *Zadvydas*, 533 U.S. at 690). Where, as here, the government  
18 has no authority to deport Petitioner, detention is not reasonably related to its purpose.

19 **CLAIMS FOR RELIEF**

20 **COUNT ONE**

21 **VIOLATION OF THE IMMIGRATION**

22 **AND NATIONALITY ACT– Section 1225(b)(1)(B)(ii)**

23 37. Petitioner realleges and incorporates by reference each and every  
24 allegation contained above.

25 38. Section 1225(b)(1)(B)(ii) requires that “If the [asylum] officer determines  
26 at the time of the interview that an alien has a credible fear of persecution”—as  
27 Petitioner was determined to have shown a credible fear of persecution in early March of  
28 2025— *then* the asylum officer was required to refer her case before an immigration

1 judge and placed her in regular removal proceedings, or in the alternative to take  
2 exclusive jurisdiction over the claim. 8 C.F.R. Section 208.30(f).

3 39. Although the statute also provides that she be detained for further  
4 consideration of the application for asylum, she was required to be placed in regular  
5 removal proceedings under Section 1229a (where expedited removal proceedings were  
6 no longer statutorily permitted after having established a meritorious credible fear for  
7 asylum relief), in order to vest the immigration judge with the statutory authority to  
8 consider and adjudicate her asylum claim on the merits. 8 C.F.R. Section 208.30(f)

9 **COUNT TWO**

10 **VIOLATION OF THE DUE PROCESS CLAUSE**

11 **OF THE FIFTH AMENDMENT**

12 40. Petitioner realleges and incorporate by reference each and every allegation  
13 contained above. The Due Process Clause of the Fifth Amendment forbids the  
14 government from depriving any person of liberty without due process of law. U.S.  
15 Const. amend. V. *See generally Reno v. Flores*, 507 U.S. 292 (1993); *Zadvydas v. Davis*,  
16 533 U.S. 678 (2001); *Demore v. Kim*, 538 U.S. 510 (2003).

17 41. Petitioner's detention violates the Due Process Clause where as here it is  
18 not rationally related to a valid genuine immigration purpose because it is not the least  
19 restrictive means for accomplishing any legitimate purpose the government could have  
20 in imprisoning Petitioner without access to a bond hearing; and because it lacks any  
21 statutory authorization.

22 42. A surreptitious transfer of Petitioner to another jurisdiction is also a due  
23 process violation of her constitutional rights under the Fifth Amendment and  
24 Respondents should be ordered to keep her in the proper jurisdiction of this federal  
25 court.

26 43. The mandatory detention provision at 8 U.S.C. § 1225(b)(2) does not apply  
27 to all noncitizens residing in the United States who are subject to the grounds of  
28 inadmissibility. As relevant here, it does not apply to those who previously entered the

1 country and have been residing in the United States prior to being apprehended and  
2 placed in removal proceedings by s.

3 44. Such noncitizens are detained under § 1226(a) and are eligible for release  
4 on bond, unless they are subject to § 1225(b)(1), § 1226(c), or § 1231. Nonetheless, DHS  
5 and the Adelanto Immigration Court have adopted a policy and practice of applying §  
6 1225(b)(2) to Plaintiffs, Bond Eligible Class members, and Adelanto Class members.

7 **COUNT THREE**

8 **Violation of Federal Bond Regulations**

9 **8 C.F.R. §§ 236.1, 1236.1 and 1003.19**

10 **Unlawful Denial of Release on Bond**

11 45. Petitioner incorporates by reference each and every allegation contained  
12 above.

13 46. In 1997, after Congress amended the INA through IIRAIRA, EOIR and  
14 the *then*-Immigration and Naturalization Service (INS) issued an interim rule to interpret  
15 and apply IIRAIRA.

16 47. Specifically, under the heading of “Apprehension, Custody, and  
17 Detention of [Noncitizens],” the agencies explained that “[d]espite being applicants for  
18 admission, [noncitizens] who are present without having been admitted or paroled  
19 (formerly referred to as [noncitizens] who entered without inspection) will be eligible for  
20 bond and bond redetermination.” 62 Fed. Reg. at 10323 (emphasis added). The agencies  
21 thus made clear that individuals who had entered without inspection were eligible for  
22 consideration for bond and bond hearings before IJs under Section 1226(a) and its  
23 implementing regulations.

24 **COUNT FOUR**

25 **Violation of the Administrative Procedure Act**

26 **Contrary to Law and Arbitrary and Capricious Agency Policy**

27 48. Petitioner incorporates by reference each and every allegation contained  
28 above.





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**EXHIBITS TO:**

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Agency No. 

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## INDEX OF EXHIBITS

| Item  | Exhibit |
|---|---------|
| Form I-213, Record of Deportable/Inadmissible Alien_____            | A       |
| Form I-860 Notice and Order of Expedited Removal_____               | B       |
| Record of Email Exchanges Between ICE and Petitioner's Counsel_____ | C       |
| Order of the Immigration Judge Finding No Jurisdiction_____         | D       |

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# **EXHIBIT A**

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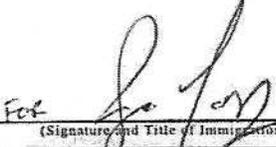
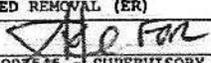
**Subject to Pro tation - Guaranteeing the States Protec Against Invasion**

SIGMA Event: 

Subject ID: 

U.S. Department of Homeland Security

**Record of Deportable/Inadmissible Alien**

|   |  |  |   |   |                      |  |                          |
|---|--|--|---|---|----------------------|--|--------------------------|
| Family Name (CAPS)<br><b>PHANTSULAI, EKA</b>  |  | First  | Middle  | Sex<br><b>F</b>   | Hair<br><b>BRO</b>   | Eyes<br><b>BRO</b>                                   | Complexion<br><b>LBR</b> |
| Country of Citizenship<br><b>GEORGIA</b>  | Passport Number and Country of Issue<br> <b>GEORG</b> | Case No.   |   | Height<br><b>66</b>   | Weight<br><b>103</b> | Occupation   |                          |
| U.S. Address<br><b>IN DHS CUSTODY, SAN YSIDRO, CALIFORNIA, UNITED STATES OF AMERICA</b>   |  |  |   | Scars and Marks<br><b>NONE INDICATED</b>  |                      |  |                          |
| Date, Place, Time, and Manner of Last Entry<br><b>01/28/2025, 2504 - SYS, 14:48, VEHICLE</b>  |  |  | Passenger Boarded at<br><b>See Narrative</b>  |   |                      |  |                          |
| Number, Street, City, Province (State) and Country of Permanent Residence<br><b>SAMTREDIA, TBILISI, GEORGIA</b>   |  |  |   | F.B.I. Number<br><b>EW58FPLNH</b>   |                      |  |                          |
| Date of Birth<br>  | Age: <b>26</b>   | Date of Action<br><b>01/28/2025</b>  | Location Code<br><b>2504 - SYS</b>  | <input checked="" type="checkbox"/> Single<br><input type="checkbox"/> Divorced <input type="checkbox"/> Married<br><input type="checkbox"/> Widower <input type="checkbox"/> Separated |                      |  |                          |
| City, Province (State) and Country of Birth<br><b>SAMTREDIA, GEORGIA</b>  |  | AR <input type="checkbox"/>  | Form: (Type and No.) Lifted <input type="checkbox"/> Not Lifted <input type="checkbox"/><br><b>NONE</b>               |   |                      |  |                          |
| NIV Issuing Post and NIV Number<br><b>None</b>  |  | Social Security Account Name<br><b>None</b>  |   |   |                      |  |                          |
| Date Visa Issued<br><b>None</b>   |  | Social Security Number<br><b>None</b>  |   |   |                      |  |                          |
| Immigration Record<br><b>NEGATIVE</b>   |  |  |   | Criminal Record<br><b>None Known</b>  |                      |  |                          |
| Name, Address, and Nationality of Spouse (Maiden Name, if Appropriate)<br><b>NONE</b>   |  |  |   |   |                      | Number and Nationality of Minor Children<br><b>0</b> |                          |
| Father's Name, Nationality, and Address, if Known<br><b>PHANTSULAI, ABEL NATIONALITY: GEORGIA</b>   |  |  | Mother's Present and Maiden Names, Nationality, and Address, if Known<br><b>NUTSUBIDZE, Bona NATIONALITY: GEORGIA</b> |   |                      |  |                          |
| Monies Due/Property in U.S. Not in Immediate Possession<br><b>See Narrative</b>   |  | Fingerprinted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   | Systems Checks<br><b>See Narrative</b>  | Charge Code Word(s)<br><b>See Narrative</b>   |                      |  |                          |
| Name and Address of (Last)(Current) U.S. Employer<br><b>NONE</b>  |  | Type of Employment<br><b>NONE</b>  | Salary<br><b>0.0 USD</b>  | Employed from/to<br><b>0/0/00 - 0/0/00</b>  |                      |  |                          |
| Narrative (Outline particulars under which alien was located/apprehended. Include details not shown above regarding time, place and manner of last entry, attempted entry, or any other entry, and elements which establish administrative and/or criminal violation. Indicate means and route of travel to interior.)<br><b>FINS:  Left Index Finger Right Index Finger</b> |  |  |   |   |                      |  |                          |
|    |  |  |   |   |                      |  |                          |
| <b>STATUS AT ENTRY</b><br>-----<br><b>Other Applicant for Admission</b><br><br><b>BOARDED AT</b><br>... (CONTINUED ON I-831)  |  |  |   |   |                      |  |                          |
| Alien has been advised of communication privileges <b>01/28/2025</b>  |  | <b>ZEPEDA, CAR28760</b><br><b>CBP OFFICER</b><br>(Date/Initials)   |   | <br>(Signature and Title of Immigration Officer)  |                      |  |                          |
| Distributing<br><b>A-FILE</b>   |  | Received: (Subject and Documents) (Report of Interview)<br><b>ZEPEDA, CAR28760 - CBP OFFICER</b><br>Officer: <br>on: <b>January 28, 2025</b> (time)<br>Disposition: <b>EXPEDITED REMOVAL (ER)</b><br>Examining Officer: <br><b>MCINTOSH, CA007545 - SUPERVISORY CBP OFFICER</b> |   |   |                      |  |                          |

U.S. Department of Homeland Security

Continuation Page for Form 1213

|  |  |                          |
|--|--|--------------------------|
| Alien's Name<br>PHANTSULAIA, EKA   | File Number<br>SIGMA Event:<br>Event No: | Date<br>January 31, 2025 |
| -----<br>TIJUANA, MEXICO<br>ARRESTING AGENT<br>-----<br>FLORES, Joel Vincent N CBP OFFICER<br>CLAIMED DOCUMENTS<br>-----<br>Passport - <br>RECORDS CHECKED<br>-----<br>EARM Neg<br>ATS-P Neg<br>TECS Neg<br>NCIC Neg<br>CIS Neg<br>CLAIM Neg<br>CCD Pos<br>IAFIS Pos<br>SECTION CODES<br>-----<br>Sec212(a) (7) (A) (i) (I)<br>8 USC 1182-ALIEN INADMISSIBILITY UNDER SEC 212(a)<br>CLAIMED PROPERTY<br>-----<br>Personal Property BAGGAGE CHECK: <br>Narrative:<br>-----<br>On January 28th, 2025 at approximately 1448 hours, PHANTSULAIA, Eka (DOB:  ) applied for admission into the United States from Mexico via the San Ysidro Port of Entry Vehicle primary lanes. PHANTSULAIA presented a Georgian Passport (#  ) PHANTSULAIA stated the intended destination travel to Las Vegas, NV. Primary Customs and Border Protection (CBP) Officer referred PHANTSULAIA to secondary inspection, for further processing. In secondary, PHANTSULAIA admitted to being a native and citizen of Georgia. PHANTSULAIA does not have legal documentation to be in the United States and was processed in accordance with the "Securing Our Borders" Executive Order, effective January 21, 2025.<br>PHANTSULAIA was turned over to the Admissibility Enforcement Unit for further processing. System checks on PHANTSULAIA were conducted through CBP systems, yielding Negative results. PHANTSULAIA possesses no criminal history. PHANTSULAIA possesses no immigration history. PHANTSULAIA was queried, and record checks were completed. No links to terrorism or gang affiliation could be established at the time of apprehension.<br>PHANTSULAIA stated that she was comfortable speaking with CBPO in the English language.<br>... (CONTINUED ON NEXT PAGE) |  |                          |
| Signature<br>ZEPEDA, CAR28760 <i>Car</i>    | Title<br>CBP OFFICER                     |                          |

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U.S. Department of Homeland Security

Continuation Page for Form 1213

|   |  |                          |
|---|--|--------------------------|
| Alien's Name<br>PHANTSULAIA, EKA  | File Number<br>SIGMA Event:<br>Event No: | Date<br>January 31, 2025 |
| <p>PHANTSULAIA submitted a DNA sample on DNA Sample Collector number [REDACTED].</p> <p>PHANTSULAIA appeared to be in good health and only identified to have anxiety and to be currently taking only allergy medication.</p> <p>PHANTSULAIA was offered a phone call to Dvalishuili, Merab ([REDACTED]). Contact was unsuccessfully made after two attempts.</p> <p>...</p> <p>Disposition: PHANTSULAIA was processed for Expedited Removal in accordance with the "Securing Our Borders" Executive Order, effective January 21, 2025. PHANTSULAIA is inadmissible to the United States pursuant to the President's authority to suspend the entry of certain classes of aliens under Section 212(f) of the Immigration and Nationality Act (INA).</p> <p>PHANTSULAIA was processed for an Expedited Removal pursuant to Section 212(a)(7)(A)(i)(I), of the Immigration and Nationality Act as amended. Forms I-860 and I-296 were executed and served on the PHANTSULAIA. PHANTSULAIA refused to sign forms I-860 and I-296. PHANTSULAIA is prohibited from entering, attempting to enter, or being in the United States for a period of 5 years from the date of the PHANTSULAIA 's departure from the United States as a consequence of having been found inadmissible. PHANTSULAIA was turned over to Immigration and Customs Enforcement's (ICE) for detention. PHANTSULAIA was processed in accordance with the "Securing our Borders" executive order, which took effect on January 21, 2025.</p> |  |                          |
| Signature<br>ZEPEDA, CAR28760   | Title<br>CBP OFFICER                     |                          |

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U.S. Department of Homeland Security

Continuation Page for Form I-213

|                                  |  |                    |
|----------------------------------|--|--------------------|
| Alien's Name<br>PHANTSULAIA, EKA | File Number<br>SIGMA Event:<br>Event No: | Date<br>01/31/2025 |
|----------------------------------|--|--------------------|

-----  
**ADDENDUM**  
 -----

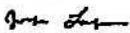
Addendum Reason: NTC Vetting results  
 Added by LOPEZ, CAR31782  
 Added on 01/31/2025  
 SAN YSIDRO, CA - 2504

Addendum Narrative:

-----  
 Based on a complete review of information available to the National Targeting Center (NTC), in the case of: PHANTSULAIA, Eka (DOB: [REDACTED]), sufficient unresolved national security derogatory information exists. The named individual should be referred to Immigrations and Customs Enforcement for custodial review. Absent exigent circumstances this individual should not be released or paroled.

Disposition: PHANTSULAIA was processed for Expedited Removal in accordance with the "Securing Our Borders" Executive Order, effective January 21, 2025. PHANTSULAIA is inadmissible to the United States pursuant to the President's authority to suspend the entry of certain classes of aliens under Section 212(f) of the Immigration and Nationality Act (INA).

PHANTSULAIA was processed for an Expedited Removal pursuant to Section 212(a) (7) (A) (1) (I), of the Immigration and Nationality Act as amended. Forms I-860 and I-296 were executed and served on the PHANTSULAIA. PHANTSULAIA refused to sign forms I-860 and I-296. PHANTSULAIA is prohibited from entering, attempting to enter, or being in the United States for a period of 5 years from the date of the PHANTSULAIA 's departure from the United States as a consequence of having been found inadmissible. PHANTSULAIA was turned over to Immigration and Customs Enforcement's (ICE) for detention. PHANTSULAIA was processed in accordance with the "Securing our Borders" executive order, which took effect on January 21, 2025.

|   |                      |
|---|----------------------|
| Signature<br><br>LOPEZ, CAR31782 | Title<br>CBP OFFICER |
|---|----------------------|

*Digitally Acquired Signature*

\_\_\_\_\_ of \_\_\_\_\_ Pages

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**EXHIBIT B**

---

U.S. Department of Homeland Security

Notice and Order of Expedited Removal

DETERMINATION OF INADMISSIBILITY

Event Number : [Redacted] File No: [Redacted]  
SIGMA Event: [Redacted] Date: January 28, 2025

In the Matter of: PHANTSULAIA, EKA

Pursuant to section 235(b)(1) of the Immigration and Nationality Act (Act), (8 U.S.C. 1225(b)(1)), the Department of Homeland Security has determined that you are inadmissible to the United States under section(s) 212(a)  (6)(C)(i);  (6)(C)(ii);  (7)(A)(i)(I);  (7)(A)(i)(II);  (7)(B)(i)(I); and/or  (7)(B)(i)(II) of the Act, as amended, and therefore are subject to removal, in that:

1. You are not a citizen or national of the United States;
2. You are a native of GEORGIA and a citizen of GEORGIA;
3. You applied for admission on 01/28/2025 at SAN YSIDRO, CA, USA;
4. You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act;
5. You are an immigrant not in possession of a valid unexpired passport, or other suitable travel document, or document of identity and nationality.

... (CONTINUED ON I-831)

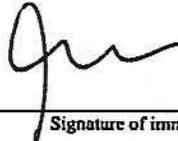
ZEPEDA, CAR28760  
CBP OFFICER  
Name and title of immigration officer (Print)

  
Digitally Acquired Signature Signature of immigration officer

ORDER OF REMOVAL  
UNDER SECTION 235(b)(1) OF THE ACT

Based upon the determination set forth above and evidence presented during inspection or examination pursuant to section 235 of the Act, and by the authority contained in section 235(b)(1) of the Act, you are found to be inadmissible as charged and ordered removed from the United States.

~~MCINTOSH~~ CAQ07545 *For [Signature]*  
SUPERVISORY CBP OFFICER  
Name and title of immigration officer (Print)

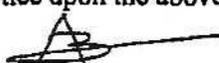
  
Signature of immigration officer

RAMPERSAUD, CAP02505  
BRANCH CHIEF  
Name and title of supervisor (Print)

  
Digitally Acquired Signature Signature of supervisor, if available

Check here if supervisory concurrence was obtained by telephone or other means (no supervisor on duty).

CERTIFICATE OF SERVICE

I personally served the original of this notice upon the above-named person on January 29, 2025  
ZEPEDA, CAR28760 (Date)  
CBP OFFICER  
  
Signature of immigration officer Digitally Acquired Signature

EOIR - 5 of 17

U.S. Department of Homeland Security

**Notice and Order of Expedited Removal**

**ACKNOWLEDGEMENT**

I acknowledge receipt of this notification X Refused to sign 

Signature of alien

---

**EXHIBIT C**

---

From: Nona Tilley lawofficeofnonatilly@gmail.com  
Subject: Fwd: EKA PHANTSULAIA A# [REDACTED]  
Date: August 13, 2025 at 12:20 PM  
To: iaworks.thewestlakeoffice@gmail.com



**Forwarded Conversation**

Subject: EKA PHANTSULAIA A# [REDACTED]

From: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>  
Date: Fri, Feb 28, 2025 at 12:52 PM  
To: lawofficeofnonatilly@gmail.com <lawofficeofnonatilly@gmail.com>  
Cc: #OMDCRemovalUnit <OMDCRemovalUnit@ice.dhs.gov>, Ramirez, David J <David.J.Ramirez@ice.dhs.gov>

Good morning,

In response to your previous email your client is being processed as expedited removal pursuant to the President's proclamation implementing INA §§ 212(f) and/or 215(a). PHANTSULAIA is current pending removal.

Thank you

Terrilyn B. Hunter  
Deportation Officer | Field Office Travel Coordinator  
ICE Air Operations | Commercial Air Operations  
San Diego Field Office | Otay Mesa Detention Center  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

-----  
From: Nona Tilley <lawofficeofnonatilly@gmail.com>  
Date: Fri, Feb 28, 2025 at 6:44 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Good evening Officer Hunter,

Thank you for your email, but it does not answer our inquiry. Please, let us know if the credible interview will be scheduled for Ms. Eka Phantsulaia. Thank you in advance.

Sincerely,  
Luka Bogveradze  
Legal Assistant

Truly yours,  
Nona Tilley, Esq.  
Law Office of Nona Tilley  
7201 13th Ave  
Brooklyn, NY 11228  
Phone: 646-740-8866  
Fax: 646-839-2506  
Email: lawofficeofnonatilly@gmail.com

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accept liability for any errors or omissions in the contents of this message which arise as a result of e-mail transmission. If verification is required, please request a hard-copy version. This message is provided for informational purposes and should not be construed as legal advice or opinion.

-----  
From: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>  
Date: Fri, Feb 28, 2025 at 6:55 PM  
To: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Cc: #OMDCRemovalUnit <OMDCRemovalUnit@ice.dhs.gov>

Your client is not going to be referred for a credible fear interview she is scheduled for removal.

Thank you

Terrilyn B. Hunter  
Deportation Officer | Field Office Travel Coordinator  
ICE Air Operations | Commercial Air Operations  
San Diego Field Office | Otay Mesa Detention Center  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
Office: (619) 661-8883 Cell: (619) 323-8311

**From:** Nona Tilley <lawofficeofnonatilley@gmail.com>  
**Sent:** Friday, February 28, 2025 3:16 PM  
**To:** Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>  
**Subject:** Re: EKA PHANTSULAIA 

**CAUTION:** This email originated from outside of DHS. DO NOT click links or open attachments unless you recognize and/or trust the sender. Please use the Cofense Report Phishing button to report. If the button is not present, click [here](#) and follow instructions.

-----  
From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
~~Date: Fri, Feb 28, 2025 at 6:57 PM~~  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Officer,  
She clearly expressed the fear of returning to her country of origin, she expressed it at the border and to you.  
I need you to process her accordingly,  
Nona

-----  
From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
~~Date: Fri, Feb 28, 2025 at 7:01 PM~~  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Officer Hunter,  
Eka Phantsulala is claiming CAT claim and please process her accordingly. Please acknowledge the receipt of this email,  
Thank you,  
Nona

From: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>  
Date: Fri, Feb 28, 2025 at 7:04 PM  
To: Nona Tilley <lawofficeofnonatilley@gmail.com>

Your clients case will be referred to asylum for an expedited interview.

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Fri, Feb 28, 2025 at 7:04 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Thank you for your assistance.

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Fri, Feb 28, 2025 at 7:19 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Just a note:

The proclamation was signed on the 21st of January, but was not published until the 29th of January, but she came on the 28th. I think we can still refer her for an asylum interview? She did notify the facility of her fear of returning back to Georgia and I think she did it through the iPad they have at the facility, can you please doublecheck?  
Nona

From: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>  
Date: Fri, Feb 28, 2025 at 7:14 PM  
To: Nona Tilley <lawofficeofnonatilley@gmail.com>

Her case will be expedited for an interview with USCIS.

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Fri, Feb 28, 2025 at 7:17 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Ok, thank you.

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Fri, Feb 28, 2025 at 7:30 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Officer Hunter,  
did Eka receive the result from the interview?

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Thu, Mar 6, 2025 at 7:32 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

The USCIS scheduled her without my knowledge or without contacting me, so I want to know why. Please let me know why I was not contacted about the interview? I will email the asylum office too to find out.  
Nona

From: Nona Tilley <lawofficeofnonatilley@gmail.com>  
Date: Wed, Apr 9, 2025 at 7:32 PM  
To: Hunter, Terrilyn B <Terrilyn.B.Hunter@ice.dhs.gov>

Ms. Hunter,  
can you tell me who to email for my client, Eka Pantsulaia?  
The officer is telling her that the court was held without her presence and I need to know what is going on. I am checking the ecas system  
and there is no scheduled hearing date as of yet.  
Please advise,  
Nona

---

From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, May 8, 2025 at 6:06 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Ms. Hunter,  
can you please help me locate Eka Pantsulaia's DO?  
Nona

---

From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Wed, Aug 13, 2025 at 2:13 PM  
To: lawworks <[thewestlakeoffice@gmail.com](mailto:thewestlakeoffice@gmail.com)>

### Forwarded Conversation

Subject: EKA PHANTSULAIA A# 

---

From: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>  
Date: Fri, Feb 28, 2025 at 12:52 PM  
To: [lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com) <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Cc: #OMDCRemovalUnit <[OMDCRemovalUnit@ice.dhs.gov](mailto:OMDCRemovalUnit@ice.dhs.gov)>, Ramirez, David J <[David.J.Ramirez@ice.dhs.gov](mailto:David.J.Ramirez@ice.dhs.gov)>

Good morning,

In response to your previous email your client is being processed as expedited removal pursuant to the President's proclamation  
implementing INA §§ 212(f) and/or 215(a). PHANTSULAIA is current pending removal.

Thank you

Terrilyn B. Hunter  
Deportation Officer | Field Office Travel Coordinator  
ICE Air Operations | Commercial Air Operations  
San Diego Field Office | Otay Mesa Detention Center  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

---

From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 12:52 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Good evening Officer Hunter,

Thank you for your email, but it does not answer our inquiry. Please, let us know if the credible interview will be scheduled for Ms. Eka  
Pantsulaia. Thank you for your assistance.

PHANTSULAIA. Thank you in advance.

Sincerely,  
Luka Bogveradze  
Legal Assistant

Truly yours,  
Nona Tilley, Esq.  
Law Office of Nona Tilley  
7201 13th Ave  
Brooklyn, NY 11228  
Phone: 646-740-8866  
Fax: 646-839-2506  
Email: [lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)

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From: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>  
Date: Fri, Feb 28, 2025 at 6:55 PM  
To: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Cc: #OMDCRemovalUnit <[OMDCRemovalUnit@ice.dhs.gov](mailto:OMDCRemovalUnit@ice.dhs.gov)>

Your client is not going to be referred for a credible fear interview she is scheduled for removal.

Thank you

Terrilyn B. Hunter  
Deportation Officer | Field Office Travel Coordinator  
ICE Air Operations | Commercial Air Operations  
San Diego Field Office | Otay Mesa Detention Center  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
Office: (619) 681-8883 Cell: (619) 323-8311

From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Sent: Friday, February 28, 2025 3:16 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>  
Subject: Re: EKA PHANTSULAIA 

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From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 6:57 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

-----  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Officer,  
She clearly expressed the fear of returning to her country of origin, she expressed it at the border and to you.  
I need you to process her accordingly,  
Nona

-----  
From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 7:01 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Officer Hunter,  
Eka Phantsulaia is claiming CAT claim and please process her accordingly. Please acknowledge the receipt of this email,  
Thank you,  
Nona

-----  
From: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>  
Date: Fri, Feb 28, 2025 at 7:04 PM  
To: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>

Your clients case will be referred to asylum for an expedited interview.

-----  
From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 7:10 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Thank you for your assistance.

-----  
From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 7:12 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Just a note:  
The proclamation was signed on the 21st of January, but was not published until the 29th of January, but she came on the 28th. I think we can still refer her for an asylum interview? She did notify the facility of her fear of returning back to Georgia and I think she did it through the iPad they have at the facility, can you please doublecheck?  
Nona

-----  
From: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>  
Date: Fri, Feb 28, 2025 at 7:14 PM  
To: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>

Her case will be expedited for an interview with USCIS.

-----  
From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Fri, Feb 28, 2025 at 7:17 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Ok, thank you.

-----  
From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>  
Date: Thu, Mar 6, 2025 at 7:30 PM  
To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Officer Hunter,

did Eka receive the result from the interview?

---

From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>

Date: Thu, Mar 6, 2025 at 7:32 PM

To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

The USCIS scheduled her without my knowledge or without contacting me, so I want to know why. Please let me know why I was not contacted about the interview? I will email the asylum office too to find out.  
Nona

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From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>

Date: Wed, Apr 9, 2025 at 6:17 PM

To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Ms. Hunter,

can you tell me who to email for my client, Eka Pantsulaia?

The officer is telling her that the court was held without her presence and I need to know what is going on. I am checking the ecas system and there is no scheduled hearing date as of yet.

Please advise,

Nona

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From: Nona Tilley <[lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)>

Date: Thu, May 8, 2025 at 5:08 PM

To: Hunter, Terrilyn B <[Terrilyn.B.Hunter@ice.dhs.gov](mailto:Terrilyn.B.Hunter@ice.dhs.gov)>

Ms. Hunter,

can you please help me locate Eka Pantsulaia's DO?

Nona

Truly yours,

Nona Tilley, Esq.

Law Office of Nona Tilley

7201 13th Ave

Brooklyn, NY 11228

Phone: 646-740-8866

Fax: 646-839-2506

Email: [lawofficeofnonatilley@gmail.com](mailto:lawofficeofnonatilley@gmail.com)

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**EXHIBIT D**

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**UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OTAY MESA IMMIGRATION COURT**

Respondent Name:  
PHANTSULAIA, EKA

To:  
TILLEY, NONA  
7201 13TH AVE  
BROOKLYN, NY 11228

A-Number:



Riders:

In Custody Redetermination Proceedings

Date:

08/08/2025

**ORDER OF THE IMMIGRATION JUDGE**

The respondent requested a custody redetermination pursuant to 8 C.F.R. § 1236. After full consideration of the evidence presented, the respondent's request for a change in custody status is hereby ordered:

Denied, because

Respondent is not in removal proceedings, no jurisdiction pursuant to Matter of AW, 25 I&N Dec. 45 (BIA 2009); respondent is also an arriving alien at a port of entry, so the court lacks jurisdiction to redetermine her bond.

Granted. It is ordered that Respondent be:

released from custody on his own recognizance.

released from custody under bond of \$

other:

Other:

*MAAT*

Immigration Judge: SAMEIT, MARK 08/08/2025

|         |                                  |                                     |        |                                     |          |
|---------|----------------------------------|-------------------------------------|--------|-------------------------------------|----------|
| Appeal: | Department of Homeland Security: | <input checked="" type="checkbox"/> | waived | <input type="checkbox"/>            | reserved |
|         | Respondent:                      | <input type="checkbox"/>            | waived | <input checked="" type="checkbox"/> | reserved |

Appeal Due: 09/08/2025

**Certificate of Service**

This document was served:

Via: [ M ] Mail | [ P ] Personal Service | [ E ] Electronic Service | [ U ] Address Unavailable

To: [ ] Noncitizen | [ ] Noncitizen c/o custodial officer | [ E ] Noncitizen's atty/rep. | [ E ] DHS

Respondent Name : PHANTSULAIA, EKA | A-Number : 

Riders:

Date: 08/08/2025 By: Rosa Rodriguez, Court Staff