

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOSE JAVIER CUY COMES,

Petitioner,

- v -

FRANCIS DELEON, in his official capacity as
Acting Assistant Field Office Director for the
Newark Field Office for Immigration and Customs
Enforcement, *et al.*,

Respondents.

25 Civ. 9283 (AT)

**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 Kareem Johnson (the “Johnson Declaration”), in response to the petition for a writ of habeas corpus of petitioner Jose Javier Cuy Comes (“Petitioner”).

The attached documents are taken from [REDACTED]

1. [REDACTED]

2. [REDACTED]

3. [REDACTED]

The facts contained in the Return and the Johnson Declaration, and the law set forth in the Government’s Memorandum of Law in Response to Order to Show Cause and in Opposition to Petition for Writ of Habeas Corpus, establish that Petitioner’s detention is lawful.

WHEREFORE, the Government respectfully requests that the Court enter judgment dismissing the petition.

Dated: November 12, 2025
New York, New York

Respectfully submitted,

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

By: /s/ Jeffrey Oestericher
JEFFREY OESTERICH
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, New York 10007
Tel.: (212) 637-2695
Email: jeffrey.oestericher@usdoj.gov