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 12 UNITED STATES DISTRICT COURT  
 13 DISTRICT OF NEVADA

14 Reza Tehrani,  
 15 Petitioner,  
 16 v.  
 17 John Mattos, *et al.*,  
 18 Respondents.

Case No. 2:25-cv-02389-APG-EJY  
**Opposition to Respondents' Motion  
 for Extension of Time (ECF No. 12)**

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 20  
 21 **BACKGROUND**

22 Reza Tehrani is being detained pending the government's purported efforts  
 23 to deport him to Iran, where he was born 60 years ago. He left that country as a  
 24 child prior to its revolution in 1979, and has lived and worked in the United States  
 25 for almost 40 years. ECF No. 4, pg. 7. His original order of removal was in 1992.  
 26 ECF No. 5. Iran, however, would not issue him travel documents then, nor did  
 27

1 they do so during a subsequent removal attempt in the early 2000's. There is no  
2 reason to believe they will do so now.

3 Counting prior periods of detention, as this Court has properly done in other  
4 cases, Mr. Tehrani's post-removal period of detention now exceeds six months, a  
5 period beyond that which the Supreme Court has found to be presumptively  
6 reasonable. See *Zadvydas v. Davis*, 533 U.S. 678, 701 (2001), *Shadala v. Mattos*,  
7 2025 WL 3568234, at \* 6 (D. Nev. Dec. 14, 2025) (considering the "full amount of  
8 time that Petitioner has spent in immigration detention since he was ordered  
9 removed" because "[o]therwise, the government could simply circumvent the INA by  
10 releasing and re-detaining citizens such that they never reach six months of  
11 continuous detention"). Mr. Tehrani's continuing indefinite detention is  
12 unconstitutional as it is not reasonably foreseeable that he will be deported. On  
13 information and belief, it is also not reasonably foreseeable that he will be deported  
14 to a third country.

15 Mr. Tehrani should be entitled to relief, and the Court has properly set this  
16 case on an expedited schedule, directing the government's response to Mr. Tehrani's  
17 petition on January 21, 2026. The government now seeks to extend that period for  
18 seven days. The government has failed to show good cause for this extension, which  
19 will prejudice Mr. Tehrani.

#### 20 ARGUMENT

21 A request to extend unexpired deadlines may be granted upon a showing of  
22 good cause by the moving party. Fed. R. Civ. P. 6(b)(1)(A). "The good cause analysis  
23 turns on whether the subject deadlines cannot reasonably be met despite the  
24 exercise of diligence." *Williams v. James River Grp. Inc.*, 627 F. Supp. 3d 1172,  
25 1177-78 (D. Nev. 2022) citing *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604,  
26 609 (9th Cir. 1992). Where diligence has not been shown, "the inquiry should end."  
27 *Johnson*, 975 F.2d at 609.

1 Government counsel asserts they were diligent because they “immediately”  
2 contacted the “respective agencies” following the receipt of Mr. Tehrani’s petition on  
3 January 8, 2026 to request information, and need more time to “gather and review”  
4 it to prepare a response. This very general representation does not clarify what  
5 information was sought or needed, whether or not it was received, when it might be  
6 received, or why it is necessary to adequately respond to Mr. Tehrani’s petition. To  
7 the extent government counsel is suggesting the agencies are not promptly  
8 providing necessary information, this would demonstrate a lack of diligence that is  
9 properly imputed to the government, notwithstanding counsel’s individual efforts.

10 Government counsel also represents that there are many new habeas corpus  
11 immigration cases and that her office is understaffed. But this is the government’s  
12 own fault. The press of immigration cases in this Court is the direct result of a  
13 recent policy to aggressively seek detention of persons like Mr. Tehrani: persons  
14 who have lived in the community for decades with removal orders because the  
15 government knows there is no real prospect of deporting them. If the government is  
16 now going to seek to deprive such persons of their freedom, it should be ready with  
17 sufficient staff and resources so that their legal challenges may be expeditiously  
18 resolved.

19 A response to Mr. Tehrani’s petition should not take long --- the government  
20 has already litigated many cases in this Court involving similarly situated  
21 petitioners and the arguments should be familiar. These cases can and should be  
22 prioritized and responded to as contemplated in this Court’s order.

23 Mr. Tehrani will be prejudiced by the requested extension, which will prolong  
24 his detention. He is a 60 year old man with health issues including diabetes and  
25 high blood pressure, and has reported that his health has deteriorated while in  
26 custody. ECF No. 6. The current mass detention of persons by Immigrations and  
27 Customs Enforcement (ICE) raises serious concerns about the government’s ability

1 to provide adequate health care: thirty-two persons died in ICE custody in 2025, an  
2 almost three-fold increase over 2024.<sup>1</sup>

3 The requested extension should be denied. If the Court believes it is now  
4 impractical for the government to file a response by today,<sup>2</sup> it should order the  
5 government to file by Friday, January 23, 2026, and in any event should direct no  
6 further extensions will be granted absent compelling circumstances.

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8 Dated January 21, 2026.

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10 Respectfully submitted,

11 Rene L. Valladares  
12 Federal Public Defender

13 */s/ Ryan Norwood*

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15 Assistant Federal Public Defender

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1 [https://www.theguardian.com/us-news/ng-interactive/2026/jan/04/ice-2025-](https://www.theguardian.com/us-news/ng-interactive/2026/jan/04/ice-2025-deaths-timeline)  
26 [deaths-timeline](https://www.theguardian.com/us-news/ng-interactive/2026/jan/04/ice-2025-deaths-timeline)

27 <sup>2</sup> Undersigned counsel had informed the government on Friday they would  
object to this request, which was not filed until the deadline five days later.