

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 25-cv-3966-RBJ

M.S.,

**Petitioner,**

**v.**

JUAN BALTAZAR, in his official capacity as Warden of the ICE Denver Contract Detention Facility,

ROBERT HAGAN, in his official capacity as Director of the Denver Field Office of Immigration and Customs Enforcement, Enforcement and Removal Operations,

KRISTI NOEM, in her official capacity as Secretary of Homeland Security, and

PAMELA JO BONDI, in her official capacity as Attorney General of the United States,



**Respondents.**

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PETITIONER'S UNOPPOSED MOTION FOR LEAVE TO RESTRICT ACCESS TO HIS  
UNREDACTED PETITION FOR WRIT OF HABEAS CORPUS AND ATTACHED  
EXHIBITS (ECF No. 6)

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Pursuant to D.C.Colo.LCivR 7.2(c), Petitioner M.S. respectfully moves the Court to impose a Level 1 access restriction on his unredacted Petition for Writ of Habeas Corpus and attached exhibits (ECF No. 6), in support whereof he states as follows:

1. A party requesting leave to restrict public access to a document must (1) address the interest to be protected and why it outweighs the presumption of public access; (2) identify a clearly defined and serious injury that will result if access is not restricted; and (3) explain why only restriction will adequately protect the interest in question. *See* D.C.Colo.LCivR 7.2(c)(2)–(4).
2. M.S. has a strong interest in restricting public access to his name and alien registration number, allowing access at Court terminals to this information would create the risk that his home country's government would learn of his application for Asylum, and he has filed a redacted version of his petition and attached exhibits that any interested members of the public who wish to learn of the arguments in the Petition can view without learning his identity. His request to restrict public access to the unredacted Petition and exhibits, which he filed so that Respondents and the Court would have the information they need to properly litigate and consider his claim, therefore meets the requirements of D.C.Colo.LCivR 7.2(c).
3. M.S. filed this Petition to challenge his prolonged detention in the custody of the United States Immigration and Customs Enforcement (ICE), which began when his family and he presented themselves at the southern border of the United States to request asylum.
4. M.S.'s father has already obtained Asylum in the United States based on   which is notorious for its brutal repression of its opponents and

their families, both at home and abroad. M.S.'s case to be allowed to remain lawfully in the United States is still pending.

5. Fed. R. Civ. P. 5.2(c)(2) does limit remote access to the Petition but allows for access to the full record at the courthouse. Thus, if M.S. filed the Petition and exhibits with his full name and alien registration number, any member of the public could walk up to a public terminal at the Court and learn this information.
6. M.S. and his family are extremely worried about the possibility of the Russian government's learning his whereabouts or any particulars of his case. Nonetheless, aware of the Court's strong presumption in favor of public access to cases, he filed a Petition that set out the facts and arguments of his claim and withheld only his and his father's identifying information. ECF No. 2.
7. Evidently, Respondents could not properly respond to his Petition unless he disclosed his full name and alien registration number. And the Court might well need this information. M.S. therefore filed an unredacted version of his Petition and exhibits shortly after docketing the redacted version. ECF No. 6.
8. M.S. was released from ICE custody last Friday. *See* Resp'ts' Resp. O.S.C. 2, ECF No. 12. His petition is therefore moot, and he does not oppose its dismissal, as he indicated to Counsel for Respondents. Resp. O.S.C. 2.
9. Even so, the risks attendant   

10. M.S.'s name and a-number are not a matter of much interest to the general public. And the unredacted copies of the Petition and exhibits he filed will apprise any interested person of the relevant facts and arguments in his claim. But only a level 1 restriction of

access to the unredacted Petition and exhibits will adequately protect him from the serious consequences that would flow from the disclosure of his name and alien registration number.

11. On December 20, 2025, Counsel for Respondents informed Counsel for M.S. that Respondents do not oppose this request. *See also* Resp. O.S.C. 2 N.1.

Wherefore, M.S. prays the Court to restrict access to his unredacted Petition and exhibits to the parties to this action and the Court.

Respectfully submitted this 24th day of December 2025.

s/ Henry D. Hollithron

Henry D. Hollithron

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