

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

ALI HAMED,

Petitioner,

v.

Case No. 25-3269-JWL

C. CARTER, Warden, FCI Leavenworth;
BRADLEY MACNAIR, Deportation Officer;
TODD LYONS, Acting Director, ICE;
PAM BONDI, Attorney General; and
Secretary, Department of Homeland Security,

Respondents.

NOTICE

Respondents, Crystal Carter, Bradley MacNair, Todd Lyons, Pam Bondi, and Secretary, Department of Homeland Security, by and through Ryan Kriegshauser, United States Attorney for the District of Kansas, and Thomas Beall, Assistant United States Attorney, hereby submit this notice regarding recent developments in the case.

This matter is before the court on Petitioner's petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. (Doc. 1.) The petition challenges Petitioner's detention by immigration officials pending his removal from the United States, arguing that his detention violated 8 U.S.C. § 1231(a)(6), as interpreted by *Zadvydas v. Davis*, 533 U.S. 678 (2001). (Doc. 1 at 3.) The petition also alleges due process violations. (Doc. 1 at 3.) As relief, the petition asks for Petitioner's "immediate release" and a declaration that continued detention violates the Fifth Amendment and 8 U.S.C. § 1231(a)(6). (Doc. 1 at 3.)

Respondents have learned that Petitioner is no longer in ICE custody. On or about December 17, 2025, Petitioner departed the United States through a family-purchased plane

ticket on a commercial airline. As such, Petitioner is no longer in ICE custody. See Exhibit 1, Declaration of Bradley McNary at ¶19-20.

Because Petitioner has received the requested relief, his petition should be dismissed as moot. See *Brunner v. Wyoming Dep't of Corr.*, No. 22-8055, 2023 WL 2733472, at *1 (10th Cir. Mar. 31, 2023); *Battle v. Hudson*, No. 20-3050-JWL, 2020 WL 8834789, at *2 (D. Kan. June 15, 2020) (citing *Rhodes v. Judiscak*, 676 F.3d 931, 932 (10th Cir. 2012)); see also, e.g., Doc. 11, *Order of Dismissal, Armendariz v. Garland*, No. 24-cv-03106-JWL (D. Kan. Sept. 5, 2024).

Respectfully submitted,

RYAN A. KRIEGSHAUSER
United States Attorney
District of Kansas

s/ Thomas E. Beall
Thomas E. Beall, #21261
Assistant United States Attorney
290 Federal Bldg., 444 SE Quincy St.
Topeka, Kansas 66683
PH: (785) 295-2850
FX: (785) 295-2853
Email: thomas.beall@usdoj.gov

Counsel for Respondents

CERTIFICATE OF SERVICE

I certify that on January 9, 2026, the foregoing was electronically filed with the Clerk of the Court by using the CM/ECF system. I further certify that Petitioner's current address is not known.

s/ Thomas E. Beall
Thomas E. Beall