

UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

ABDOUL KARIMOU DIALLO,

Petitioner,

v.

DONALD J. TRUMP, *et al.*,

Respondents.

Civil Action No. 1:25-cv-2012

Judge Jerry Edwards, Jr.

Magistrate Judge Joseph H. L. Perez-Montes

**PETITIONER'S OPPOSITION IN PART TO RESPONDENTS' MOTION FOR
EXTENSION OF TIME TO RESPOND TO PETITION FOR WRIT OF HABEAS**

Petitioner Abdoul Karimou Diallo ("Petitioner" or "Abdoul") respectfully submits this opposition in part to Respondents' Motion for Extension of Time to Respond to Petition for Writ of Habeas. *See* ECF 47. Respondents have moved for a one-day extension of time to file their response to Abdoul's petition for writ of habeas corpus ("Habeas Petition"), and a seven-day extension of time to file a medical declaration.

Abdoul does not oppose Respondents' request for a one day extension of time to file their response to the Habeas Petition.¹

Abdoul opposes Respondents' belated request for an additional seven days to obtain a medical declaration. On January 28, 2026, just one week before this Court's order, Respondents represented to the Court that "[s]hould the Court require updated medical records, Federal

¹ While Respondents state that they were "unable to ascertain whether Petitioner opposes the instant motion prior to filing," ECF 47 at 2, they filed their motion for an extension within an hour of requesting undersigned counsel's position, leaving them insufficient time to confer and respond, necessitating this opposition.

Respondents would respectfully request 48 hours to obtain same.” ECF 35 at 7 n.4. The Court in turn did require an updated medical report, ECF 43, but instead of obtaining that information within 48 hours, Respondents argue that fifteen days was not enough, and now need seven more. Extensions may be justified when “the deadlines cannot reasonably be met despite the diligence of the party needing the extension,” *Squyres v. Heico Cos., L.L.C.*, 782 F.3d 224, 237 (5th Cir. 2015), but Respondents have shown no diligence. Their only justification for the extension is that “ICE is working on this information.” *Id.*² This is insufficient to establish the requisite good cause to justify an extension that will cause Abdoul significant prejudice. Fed. R. Civ. P. 6(1).

Granting Respondents an additional seven days to provide the requested medical declaration severely prejudices Abdoul’s ability to effectively litigate his claims. A seven-day extension would result in Respondents filing their medical declaration on February 26, which is the exact deadline for Abdoul to file his reply to Respondents’ opposition, depriving him of the ability to meaningfully respond to any representations in that declaration. Moreover, this delay means the declaration will be filed shortly before the March 4 hearing on the Habeas Petition, depriving counsel and Abdoul of meaningful time to gather the necessary information to respond. Unlike Respondents’ open lines of communications with their ICE officers, undersigned counsel

² Respondents’ attempt to justify their delays with narratives of their responsibilities on other matters hardly merit addressing. *See Mendez v. Banco Popular de Puerto Rico*, 900 F.2d 4, 7 (1st Cir. 1990) (“[M]ost attorneys are busy most of the time and they must organize their work so as to be able to meet the time requirements of matters they are handling or suffer the consequences.”). The fact Respondents are fielding other habeas petitions does not justify prejudicing Abdoul’s ability to litigate an unlawful detention that has already gone on far too long. *See, e.g., Elec. Frontier Found. v. Dep’t of Just.*, 517 F. Supp. 2d 111, 118 (D.D.C. 2007) (reiterating that a “high volume” of new cases and “the fact that the [agency] faces obligations in other litigations” are insufficient justifications to modify court deadlines); *Martin Bros. Constr. v. United States*, 176 Fed. Cl. 384 (2025) (“The government here has not established that the increase in [government attorney’s] workload and the time-sensitive demands of other litigation are the result of anything more than the [DOJ’s] failure to respond to a predictable increase in case volume”).

do not have the same liberty to speak with their client at will. These communications require advance notice and scheduling, and Abdoul should not have to scramble to reply to late-filed medical reports because of Respondents' avoidable delay.

Finally, granting Respondents' extension request places additional pressure on the Court. The Court will have limited time to review Respondents' declaration, and even less time to review any responsive filing that Abdoul may need to submit—which requires coordinating communications, and obtaining and compiling medical information in close proximity to the hearing. The Court is well within its discretion to deny this extension request. *See Squyres*, 782 F.3d at 237–38; *see also Mendez*, 900 F.2d at 7 (noting that when a judge “sets a reasonable due date, parties should not be allowed casually to flout it or painlessly to escape the foreseeable consequences of noncompliance”).

Therefore, Abdoul respectfully requests that the Court deny Respondents' seven-day extension and order Respondents to file a medical declaration by February 23, 2026, which is still more time than the 48 hours it represented that it required to do so. *See* ECF 35 at 7 n.4.

Dated: February 20, 2026

Respectfully submitted,

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