

185 West Broadway
New York, NY 10013
t 917-768-8440 | f 347.368.2213
www.safepassageproject.org

March 16, 2026

Honorable Gary R. Brown
United States District Judge
Eastern District of New York
100 Federal Plaza
Central Islip, New York 11722

Re: *Garcia Lanza v. Noem, et al.*, No. 26-cv-0029 (Brown, J.)

Dear Judge Brown:

This office represents Petitioner Hesler Asaf Garcia Lanza in this action. We write to inform the Court that, while Petitioner greatly appreciates the opportunity given to amend the Petition for representative relief, Petitioner will not be proceeding to amend the Petition.

As such, Petitioner respectfully requests that this Court enter a final order and judgment granting the Petition for Writ of Habeas Corpus with the following requested modifications to the Court's previous order setting the terms and conditions of release.

Petitioner respectfully requests that in addition to the prior terms and conditions of release, this Court order the following: (1) Respondents are permanently enjoined from re-detaining Petitioner without a pre-deprivation hearing at which Respondents bear the burden of proving by clear and convincing evidence that circumstances have changed such that Petitioner is a danger to the community or a flight risk; and (2) Respondents are required to provide written notice to Petitioner's counsel in advance of any such pre-deprivation hearing, and the written notice shall set forth the alleged changed circumstance(s).

Finally, Petitioner notes his intent to file a motion for attorney's fees and costs under the Equal Access to Justice Act once this Court's order becomes final.

We thank the Court for its attention to this letter.

Respectfully submitted,

/s/ Tania G. Cohen
Tania G. Cohen

Legal Director
Safe Passage Project
185 West Broadway
New York, NY 10013
(T) (917) 768-8440
(E) tcohen@safepassageproject.org

Cc: Marika Lyons, *attorney for Respondents* (by ECF)