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11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF CALIFORNIA  
13 CENTRAL DIVISION

15 } Case Number:

16 } 2:25-cv-11561-MCS-SSC

16 **GEVORG MURADYAN**

18 **Petitioner**

19 }  
20 } **PETITIONER'S NOTICE OF**  
21 } **MOTION AND MOTION TO**  
22 } **TRANSFER VENUE TO**  
23 } **SOUTHERN DISTRICT OF**  
24 } **CALIFORNIA**

20 **V.**  
21 **WARDEN OF OTAY MESA**  
22 **DETENTION CENTER**

24 **Respondent**

25 } **Honorable Judge Magistrate Judge**  
26 } **Stephanie S. Christensen**  
27 } **Action Filed: December 4, 2025**

28 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

**PETITIONER'S NOTICE OF MOTION AND MOTION TO  
TRANSFER VENUE TO SOUTHERN DISTRICT OF CALIFORNIA**



1 **PLEASE TAKE NOTICE THAT** Petitioner moves this Court to transfer Petitioner  
2 Gevorg Muradyan's Petitioner for Writ of Habeus Corpus action to the United States  
3 District Court, Southern District of California pursuant to 28 U.S.C. § 1404(a).  
4  
5 Petitioner has been detained at the Otay Mesa Detention Center in California since  
6 December 1, 2024.

7  
8 This motion is based on this Notice of Motion, the accompanying Memorandum of  
9 Points and Authorities, Request for Judicial Notice in Support of Defendants' Motion  
10 to Transfer Venue to the United States District Court, Southern District of California,  
11 the other papers and pleadings on file in this action, and upon such matters as may be  
12 presented to the Court.  
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15  
16 DATED: December 23, 2025

Respectfully submitted



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19 Naira Zohrabyan  
20 Attorney for Petitioner  
21 Zohrabyan Law, APC  
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**JURISDICTION**

1. This action arises under the Constitution of the United States and the Immigration and Nationality Act (INA), 8 U.S.C. § 1101 et seq.
2. This Court has subject matter jurisdiction under 28 U.S.C. § 2241 (habeas corpus), 28 U.S.C. § 1331 (federal question), and Article I, § 9, cl. 2 of the United States Constitution (Suspension Clause).
3. This Court may grant relief under the habeas corpus statutes, 28 U.S.C. § 2241 et. seq., the Declaratory Judgment Act, 28 U.S.C. § 2201 et seq., and the All-Writs Act, 28 U.S.C. § 1651.
4. Federal District courts have jurisdiction to hear habeas claims by non-citizens challenging the lawfulness of their detention. *Zadvydas*, 533 U.S. at 687.
5. Federal courts also have federal question jurisdiction, through the Administrative Procedure Act ("APA"), to deem unlawful and to set aside agency action that is arbitrary, capricious, an abuse of discretion or otherwise inconsistent with law. 5 U.S.C. §706(2)(A). APA claims are cognizable on habeas. 5 U.S.C. §703, which provides that judicial review of agency action under the APA may be proceeded by any applicable form of legal action, including but not limited to habeas corpus. The APA affords a right of review to a person who is adversely affected or harmed by agency action.

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**VENUE**

6. Motion to transfer venue form the Central District of California to the United States District Court, Southern District of California is proper



1 pursuant to 28 U.S.C. § 2241(c)(3) and 28 U.S.C. § 1391(b)(2) and (e)(1)  
2 because Petitioner is detained within the district of Southern District of  
3 California. Furthermore, a substantial part of the events or omissions  
4 giving rise to this action occurred and continue to occur at ICE's  
5 Washington Field Office in Chantilly, Virginia, within this division. No  
6 real property is involved in this action. 28 U.S.C. §1391(e).

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8 **LEGAL STANDARD**

- 9 7. “For the convenience of parties and witnesses, in the interest of justice, a  
10 district court may transfer any civil action to any other district or division  
11 where it might have been brought[.]” 28 U.S.C. § 1404(a). The purpose of  
12 this provision is “to prevent the waste of time, energy and money” and “to  
13 protect litigants, witnesses and the public against unnecessary  
14 inconvenience and expense.” *Van Dusen v. Barrack*, 376 U.S. 612, 616  
15 (1964) (quoting *Continental Grain Co. v. Barge FBL-585*, 364 U.S. 19, 26,  
16 27 (1960)) (internal quotations omitted). A district court has broad  
17 discretion to “adjudicate motions for transfer according to an  
18 ‘individualized, case-by-case consideration of convenience and fairness.’”  
19 *Stewart Org., Inc. v. Ricoh Corp.*, 487 U.S. 22, 29 (1988) (quoting *Van*  
20 *Dusen*, 376 U.S. at 622); *Jones v. GNC Franchising, Inc.*, 211 F.3d 495, 498  
21 (9th Cir. 2000).

22  
23 **REQUIREMENTS OF 28 U.S.C. § 2243**

- 24  
25 8. The Court must grant the petition for writ of habeas corpus or issue an  
26 order to show cause (OSC) to the respondents "forthwith," unless the  
27 petitioner is not entitled to relief. 28 U.S.C. § 2243. If an order to show  
28 cause is issued, the Court must require respondents to file a return "within

**PETITIONER’S NOTICE OF MOTION AND MOTION TO  
TRANSFER VENUE TO SOUTHERN DISTRICT OF CALIFORNIA**



1 three days unless for good cause additional time, not exceeding twenty  
2 days, is allowed." Id. (emphasis added).

3 9. Courts have long recognized the significance of the habeas statute in  
4 protecting individuals from unlawful detention. The Great Writ has been  
5 referred to as "perhaps the most important writ known to the constitutional  
6 law of England, affording as it does a swift and imperative remedy in all  
7 cases of illegal restraint or confinement." Fay v. Noia, 372 U.S. 391, 400  
8 (1963) (emphasis added).  
9

10 **CONCLUSION**

11 10. For the foregoing reasons, Petitioner respectfully requests that this Court  
12 grant their motion to transfer this case to the to the United States District  
13 Court, Southern District of California.  
14

15 DATED: December 23, 2025

Respectfully submitted



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18 Naira Zohrabyan  
19 Attorney for Petitioner  
20 Zohrabyan Law, APC  
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**CERTIFICATE OF SERVICE**

I, undersigned counsel, hereby certify that on this date, I filed this PETITIONER’S NOTICE OF MOTION AND MOTION TO TRANSFER VENUE TO SOUTHERN DISTRICT OF CALIFORNIA and all attachments using the CM/ECF system.

DATED: December 23, 2025

Respectfully submitted



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Naira Zohrabyan  
Attorney for Petitioner  
Zohrabyan Law, APC



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