

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JINHONG XIAO,

Petitioner,

v.

JUDITH ALMODOVAR, *et al.*,


Respondents.

No. 26 Civ. 239 (RA)

**DECLARATION OF SUPERVISORY  
DETENTION AND DEPORTATION  
OFFICER JOHN TUCCIARONE**

Pursuant to 28 U.S.C. § 1746, I, John Tucciarone, declare under penalty of perjury that the following is true and correct:

1. I am a Supervisory Detention and Deportation Officer at U.S. Immigration and Customs Enforcement (“ICE”) within the U.S. Department of Homeland Security (“DHS”). As a Supervisory Detention and Deportation Officer, I manage the cases of aliens who are in immigration proceedings. Once an alien is ordered removed from the United States, I facilitate the alien’s removal by coordinating with the government of that alien’s country of removal to obtain proper travel documents. The following representations are based on my review of DHS administrative and electronic records and consultation with my colleagues.

2. I submit this Declaration in connection with the Amended Petition for Writ of Habeas Corpus filed by Petitioner Jinhong Xiao (“Petitioner”), a native and citizen of the People’s Republic of China, assigned Alien Number 

3. Petitioner first entered the United States without inspection on or about June 27, 2023. On June 30, 2023, a Customs and Border Patrol agent encountered Petitioner in the Chula Vista Border Patrol Station Area of Responsibility, at or near Otay Mesa, California, and

determined that he had unlawfully entered the United States from Mexico. A true copy of the Record of Deportable/Inadmissible Alien (“I-213”) is attached hereto as **Exhibit A**.

4. On June 30, 2023, Petitioner was taken into custody pursuant to INA §§ 236 and 287, 8 U.S.C. §§ 1226(c), 1357. A true and correct copy of the arrest warrant (“I-200”) is annexed hereto as **Exhibit B**.

5. Petitioner was not detained because of lack of space. Accordingly, on June 30, 2023, Petitioner was released from custody on an Order of Recognizance. A true and correct copy of the Order of Release on Recognizance (“I-220A”) is annexed hereto as **Exhibit C**.

6. On June 30, 2023, a Form I-862 Notice to Appear (“NTA”) was issued and served upon Petitioner. The NTA directed Petitioner to appear before an immigration judge on December 8, 2023. A true and correct copy of the NTA dated June 30, 2023 is annexed hereto as **Exhibit D**.

7. On June 30, 2023, Petitioner was also served with a Notice of Custody Determination (“I-286”), which confirmed that he was being released on his own recognizance. A true and correct copy of the I-286 is annexed hereto as **Exhibit E**.


8. On January 12, 2026, Petitioner appeared at the Enforcement and Removal Operations (“ERO”) office at 26 Federal Plaza in New York, New York, for a scheduled check-in.

9. On January 12, 2026, ICE cancelled the I-220A. A true and correct copy of the cancelled I-220A is annexed hereto as **Exhibit F**.

10. On January 12, 2026, Petitioner was taken into custody and escorted to the ICE-ERO processing center area located at 26 Federal Plaza for further processing. A true and correct copy of the I-200 is annexed hereto as **Exhibit G**, and a true and correct copy of the I-213 is annexed hereto as **Exhibit H**.

11. Petitioner is currently detained at Delaney Hall Detention Facility in Newark, New Jersey, pursuant to INA § 235(b), 8 U.S.C. § 1225(b)(2)(A).

Executed at New York, New York  
this 16th day of January 2026.



John Fuciarone  
Supervisory Detention and Deportation Officer  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security