

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GHOLAM ALI AHMADI,

Petitioner,

v.

JUDITH ALMODOVAR, *et al.*,


Respondents.

Civil Action No. 26-CV-274 (VSB)

DECLARATION OF SUPERVISORY
DETENTION AND DEPORTATION OFFICER

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”). I started as a Deportation Officer in April of 2018. I have been serving in my current capacity as a Supervisory Detention and Deportation Officer (“SDDO”) since November of 2025. As a SDDO, I oversee a team of Deportation Officers who manage the cases of aliens who are in immigration proceedings. Once an alien is ordered removed from the United States, my team facilitates the alien’s removal by coordinating with the government of the alien’s country of removal to obtain proper travel documents.

2. I have prepared this declaration in connection with a Verified Petition for a Writ of Habeas Corpus pursuant to 28 USC § 2241 filed by Gholam Ali Ahmadi (“Petitioner”). Petitioner has been assigned the following Alien Number: A# 

The following representations are based on my review of Petitioner’s administrative file, consultation with my colleagues, and ICE electronic records and databases.

3. Petitioner is a native and citizen of Afghanistan.

4. On or about April 15, 2023, Petitioner unlawfully entered the United States without inspection at or near San Ysidro, California and was encountered by United States Border Patrol (“USBP”) within the San Diego Border Patrol’s area of responsibility. USBP found Petitioner inadmissible and served Petitioner with a Notice to Appear (“NTA”), Form I-862, charging him as inadmissible pursuant to Section 212(a)(6)(A)(i) of the Immigration and Nationality Act (“INA”), 8 U.S.C. § 1182(a)(6)(A)(i), as an alien present in the United States without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General of the United States. The NTA noted that Petitioner was scheduled before an immigration judge for an initial master calendar hearing on October 30, 2023.

5. On or about April 20, 2023, Petitioner was served with an Order of Release on Recognizance (Form I-220A) releasing Petitioner on his own recognizance due to a lack of detention space.

6. On August 25, 2023, Petitioner filed a motion to change venue from the Phoenix Immigration Court to the New York Immigration Court. Within the motion to change venue, Petitioner also admitted to the allegations contained in the NTA and conceded to the charge of removability.

7. On August 28, 2023, Immigration Judge John Cortes granted the motion to change venue to the New York Immigration Court thereby cancelling the master calendar hearing scheduled for October 30, 2023.

8. On October 6, 2023, Petitioner filed an application for relief from removal with the immigration court.

9. On May 23, 2024, the immigration court issued a notice *sua sponte* cancelling the Petitioner's initial master calendar hearing, noting that he will receive a notice with a new hearing date and time.

10. On June 20, 2024, the immigration court issued a notice of hearing scheduling Petitioner's master calendar hearing for July 12, 2024.

11. On July 2, 2024, the immigration court issued a notice *sua sponte* cancelling the master calendar hearing, noting that he will receive a notice with a new hearing date and time.

12. On October 10, 2024, Petitioner, through counsel, submitted written pleadings admitting to the charges contained in the NTA and conceding removability.

13. On March 5, 2025, the immigration court issued a notice of hearing scheduling an individual hearing (i.e. merits) for March 30, 2027. Petitioner's removal proceedings remain pending.

14. On December 19, 2025, Petitioner was sent a Form G-56 letter directing him to report to ICE on January 13, 2026.

15. On January 13, 2026, Petitioner reported to ICE at 26 Federal Plaza New York, New York. At that time, ICE cancelled the Order of Release on Recognizance, arrested and detained Petitioner pursuant to INA § 235(b)(2)(A), 8 U.S.C. § 1225(b)(2)(A). During processing, Petitioner was served with a Warrant for Arrest of Alien (Form I-200), Notice of Fee Assessment Under 8 U.S.C. § 1815 (DHS Form 1815);


Online Detainee Locator System (ODLS), Privacy Notice, and a list of pro bono legal service providers.

16. In the evening of January 13, 2026, Petitioner was transferred from 26 Federal Plaza to Delaney Hall Detention Facility ("Delaney Hall") in Newark, New Jersey.

17. As of the date of this declaration, Petitioner remains detained at Delaney Hall pursuant to INA § 235(b)(2)(A), 8 U.S.C. § 1225(b)(2)(A), pending removal proceedings.

I hereby declare under the penalty of perjury that the above statements are true and correct.

Executed at New York, New York
this January 20, 2026.



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