

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

U.H.A., K.A., H.D., D. Doe, M. Doe, on behalf of themselves and others similarly situated, *and* **THE ADVOCATES FOR HUMAN RIGHTS**,

Plaintiff-Petitioner and Plaintiffs,

v.

PAMELA BONDI, in her official capacity as Attorney General of the United States;

KRISTI NOEM, in her capacity as Secretary of the United States Department of Homeland Security;

TODD M. LYONS, in his official capacity as Acting Director of the United States Immigration and Customs Enforcement;

DAVID EASTERWOOD in his official capacity as Acting Director, St. Paul Field Office, U.S. Immigration and Customs Enforcement; *and*

JOSEPH B. EDLOW, in his official capacity as Director, U.S. Citizenship and Immigration Services,

Defendants-Respondents.

Case No. 26-cv-417

**MOTION FOR TEMPORARY
RESTRAINING ORDER AND
IMMEDIATE POSTPONEMENT
OF AGENCY ACTION**

Plaintiffs respectfully move for a temporary restraining order pursuant to Federal Rule of Civil Procedure 65(c), and for an immediate postponement of federal agency action pursuant to 5 U.S.C. § 705. Specifically, Plaintiffs seek an order: (1) Postponing the effective date of the Refugee Detention Policy under 5 U.S.C. § 705; (2) Enjoining Defendants from arresting any member of the Class on the basis that they are an unadjusted refugee; (3) Enjoining Defendants from detaining any member of the Class on the basis that they are an unadjusted refugee; and (4) Directing the immediate release of the Detained Subclass. This motion is based on Plaintiffs' accompanying Memorandum of Law in Support, the attached declarations and exhibits, and the entire record herein.

Dated: January 24, 2026

Respectfully submitted,

/s/E. Michelle Drake

E. Michelle Drake, Bar No. 0387366
John G. Albanese, Bar No. 0395882
Joseph C. Hashmall, Bar No. 0392610
Hans Lodge, Bar No. 0397012
Marika K. O'Connor Grant, Bar No. 0506179
Ariana Kiener, Bar No. 0402365
Bryan Plaster Bar No. 0402792
Katherine Raths, Bar No. 0403443
Jordan Hughes, Bar No. 0403614
Soledad Slowing-Romero, Bar No. 0506668
BERGER MONTAGUE PC
1229 Tyler Street NE, Suite 205
Minneapolis, MN 55413
T. 612.594.5999
F.612.584.4470
emdrake@bergermontague.com
jalbanese@bergermontague.com
hlodge@bergermontague.com
jhashmall@bergermontague.com
moconnorgrant@bergermontague.com
akiener@bergermontague.com

bplaster@bergermontague.com
kraths@bergermontague.com
jhughes@bergermontague.com
sslowingromero@bergermontague.com

Kimberly Grano*
Ghita Schwarz*
Mevlde Akay Alp*
Pedro Sepulveda
International Refugee Assistance Project
One Battery Park Plaza, 33rd Floor
New York, New York 10004
Telephone: (646) 939-9169
Facsimile: (516) 324-2267
kgrano@refugeerights.org
gschwarz@refugeerights.org
makayalp@refugeerights.org
psepulveda@refugeerights.org

Megan McLaughlin Hauptman*
International Refugee Assistance Project
650 Massachusetts Avenue NW, Suite 600
Washington, D.C. 20001
Telephone: (516) 732-7116
Facsimile: (516) 324-2267
mhauptman@refugeerights.org

Bardis Vakili (Cal. Bar No. 247783)*
Sarah E. Kahn (Cal. Bar No. 341901)*
**CENTER FOR HUMAN RIGHTS &
CONSTITUTIONAL LAW**
1505 E 17th St. Ste. 117
Santa Ana, CA 92705
Tel: (909) 274-9057
bardis@centerforhumanrights.org
sarah@centerforhumanrights.org

** Pro hac vice applications forthcoming*

Counsel for Plaintiff-Petitioner and Plaintiffs