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11
 12 UNITED STATES DISTRICT COURT
 13 DISTRICT OF NEVADA

14 Emine Sahin,

15 Petitioner,

16 v.

17 Reggie Rader, Henderson Chief of Police;
 Michael Bernacke, Field Director, West
 18 Valley City Office of ICE ERO; Todd
 Lyons, ICE Acting Director; Kristi Noem
 19 DHS Secretary; Pam Bondi, U.S. Attorney
 General, et al.,

20 Respondents.

Case No. 2:26-cv-00134-RFB-MDC

**Opposition to Respondents' Motion
 for Extension of Time (ECF No. 28)**

21
22 INTRODUCTION

23 In September 2025, Emine Sahin was unlawfully detained in ICE custody
 24 and held, while pregnant, for over three months, until this Court's intervention. On
 25 January 21, 2026, undersigned counsel filed a petition for writ of habeas corpus
 26 under 28 U.S.C. § 2241. ECF No. 2. After a hearing on January 26, 2026, this Court
 27

1 granted Sahine’s temporary restraining order and ordered the parties to file a
2 stipulated briefing schedule for briefing on the merits. ECF No. 17.

3 The parties agreed to a briefing scheduling, giving Respondents two weeks to
4 file a response to the habeas petition, which was due on February 13, 2026. ECF
5 No. 22. Despite agreeing to the schedule, on February 13, 2026, Liam Pisan,
6 Paralegal Specialist for the U.S. Attorney’s Office, contacted undersigned counsel.
7 Mr. Pisan asked if undersigned counsel would stipulate to dismissing the petition
8 because the temporary restraining order was granted. Undersigned counsel
9 declined because the relief granted is only temporary. Later that day, Mr. Pisan
10 asked if undersigned counsel would stipulate to an extension of time due to the
11 volume of habeas cases before the U.S. Attorney’s Office. Because counsel agreed to
12 the briefing schedule and because undersigned counsel are also required to respond
13 to an increasing number of cases due to the actions of the government, undersigned
14 counsel opposed the request for an extension of time.

15 Respondents filed their motion for extension of time, requesting an additional
16 five days to respond to the petition. ECF No. 25. The response was due on February
17 18, 2026. *Id.* On February 18, 2026, Respondents filed a second request for
18 extension of time, which undersigned counsel opposed. ECF No. 26. Respondents
19 requested two days, with the response due on February 20, 2026. *Id.* At 4:37 pm on
20 February 20, 2026, Mr. Pisan contacted undersigned counsel requesting a third
21 extension of time and “anticipat[ing]” it would be Respondent’s final request. The
22 third request for an extension of time was filed on February 20, 2026, requesting
23 four additional days. ECF No. 27. The response was then due on February 24, 2026.
24 *Id.* At 4:18 pm on February 24, 2026, Mr. Pisan contacted undersigned counsel for a
25 fourth extension. Because undersigned counsel was in court on a separate 2241
26 matter and due to the late notice, undersigned counsel could not respond to that
27

1 request. Respondents filed their fourth motion for extension of time, requesting
2 three additional days, up to and including February 27, 2026. ECF No. 28.

3 Undersigned counsel has respectfully opposed each of these requests for
4 extension of time because, although Sahin has been released, Respondents are
5 prolonging the unconstitutional threat of detention of an approximately 28-week
6 pregnant Sahin. Sahin is now in the third trimester of a high risk pregnancy, after
7 spending the most of her first two trimesters detained in an “egregious[]” violation
8 of ICE’s own policies. *See* ECF No. 24 at 15. In light of this, Respondents have not
9 shown good cause or diligence to justify a fourth request for extension of time. This
10 Court should deny the request for a three-day extension to file their response to the
11 petition.

12 ARGUMENT

13 A request to extend unexpired deadlines may be granted upon a showing of
14 good cause by the moving party. Fed. R. Civ. P. 6(b)(1)(A). “The good cause analysis
15 turns on whether the subject deadlines cannot reasonably be met despite the
16 exercise of diligence.” *Williams v. James River Grp. Inc.*, 627 F. Supp. 3d 1172,
17 1177–78 (D. Nev. 2022) citing *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604,
18 609 (9th Cir. 1992). Where diligence has not been shown, “the inquiry should end.”
19 *Johnson*, 975 F.2d at 609. Here, Respondents cannot meet the good cause standard
20 and have not demonstrated diligence.

21 This case concerns serious matters pertaining to the liberty interests of
22 Sahin. Undersigned counsel does not want to appear unreasonable; however, Sahin
23 is now in her third trimester and Respondents’ failure to litigate this case continues
24 the threat of detention for a highly pregnant Sahin. The parties fully briefed and
25 argued the motion for temporary restraining order, which required argument on the
26 merits of the habeas petition. Therefore, Respondents should be able to respond to
27 the petition in a timely manner.

1 It is unseemly for Respondents to continue to seek extensions while also
2 requesting undersigned counsel agree to dismiss the petition. Additionally, the
3 Court should consider the appropriateness of Respondents continued delays in
4 litigating a case in which this Court found they have failed to “provide [any]
5 individualized justification” for detaining Sahin and her detention was in violation
6 of their own polities. ECF No. 24 at 15. Thus, any additional extension of time is not
7 warranted, and Respondents have not made the requisite showing of diligence.

8 Accordingly, Petitioner asks that this Court deny the Respondents’ fourth
9 motion for extension of time.

10 Dated February 25, 2026.

11 Respectfully submitted,

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13 Rene L. Valladares
14 Federal Public Defender

15 /s/ Megan Hopper-Rebegea
16 Megan Hopper-Rebegea
17 Assistant Federal Public Defender

18 /s/ Laura Barrera
19 Laura Barrera
20 Assistant Federal Public Defender

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