

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

**IBSA YUSSUF,**

*Petitioner,*

**v.**

**PAMELA BONDI**, in their 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;

**JOSEPH B. EDLOW**, in his official capacity as  
Director, U.S. Immigration and Customs  
Enforcement

*Respondents*

Case No. 0:26-cv-00786-MJD-ECW

**DECLARATION OF ARIANA B.  
KIENER**

I, Ariana B. Kiener, hereby declare as follows:

1. I am over the age of 18 and am competent to testify to the matters set forth herein.

2. I submit this Declaration in support of the Petitioner's Opposition to Respondents' Motion for Release Of Petitioner and for Dismissal of Habeas Petition Without Prejudice, and Request for Stay.

3. On the morning of January 29, 2026, soon after the Court entered the Order to Show Cause (ECF No. 3, the "Order"), I learned that Respondents had already transferred Petitioner to the ERO El Paso Camp East Montana in Texas.

4. Upon learning this, I quickly emailed counsel for Respondents and requested that Petitioner be returned to Minnesota. I also reminded counsel for Respondents of their obligation to immediately release Petitioner, pursuant to the UHA Order. I made similar demands in the following days, and never received a response.

5. On the evening of February 1, 2026, I learned that Petitioner had been returned to Minnesota, and was receiving medical treatment at a local hospital.

6. The following morning, on February 2, 2026, I learned that Petitioner had been discharged from the hospital the night before, but continued to be detained by Respondents.

7. At approximately 4 p.m. on February 2, 2026, I received a phone call from Petitioner's counsel at Mid-Minnesota Legal Aid, who reported just having spoken with Petitioner. Petitioner had apparently been released from detention, however, without his identification or work permit. He also had been given a "Call-In Letter" from the Department of Homeland Security, demanding his attendance at 9 a.m. on February 3, 2026 for "Enrollment in ISAP." Attached hereto as Exhibit A is a true and correct copy of a picture of the "Call-In Letter" that Petitioner received upon his "release."

8. Attached hereto as **Exhibit B** is a true and correct copy of the U.S. Department of Homeland Security document titled “ICE – Intensive Supervision Appearance Program, FYs 2017–2020.”

The foregoing statement is made under penalty of perjury and is true and correct to the best of my knowledge and belief.

Date: February 2, 2026

/s/Ariana B. Kiener

Ariana B. Kiener