

**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

**REPONSE TO RESPONDENTS'
STATUS UPDATE**

Petitioner Ibsa Yussuf (“Petitioner”), by and through counsel, respectfully submits this Response to Respondents’ recently filed Status Update (ECF No. 12). Respondents’ counsel did not affirmatively contact Petitioner’s counsel following the Court’s February 3, 2026 Order (ECF No. 10) at all. Instead, Petitioner’s counsel initiated contact with Respondents’ counsel this morning, at 10:31 a.m., to request Respondents’ compliance

with the Order. *See* Exhibit A. Respondents' counsel replied at 10:53 a.m., while Petitioner's counsel was entering a hearing in *U.H.A. v. Bondi*, No. 26-cv-417 and was unable to respond. *Id.* Respondents' counsel then filed their Status Update without waiting for a response from, or attempting any further contact with, Petitioner's counsel.

Petitioner also notes that *he has not yet received his documents* from Respondents. As of today, Petitioner's counsel was informed that Petitioner's documents are still being located and that their return may take weeks.

Petitioner respectfully submits this clarification to ensure the record accurately reflects both the parties' communications and the current status of Respondents' compliance, or lack thereof.

Dated: February 4, 2026

Respectfully submitted,

/s/Ariana B. Kiener

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 Rath, 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

emdrape@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

Counsel for Petitioner