

United States District Court
Western District of Texas
El Paso Division

Aleksei Krisanov,
Petitioner,

v.

Warden, El Paso Processing Center, *et al.*,
Respondents.

Case No. 3:26-cv-00226-KC

**Respondents' Response to the Court's Order to Show Cause
Entered on January 30, 2026**

On January 30, 2026, this Court entered an order for service and for Respondents to show cause why the Court should not grant the relief Petitioner seeks by filing an answer or other responsive pleading. ECF No. 4. Petitioner was granted asylum, and the DHS filed an appeal. *See EOIR Automated Case Information* (last accessed Feb. 6, 2026). Nonetheless, Petitioner was released from ICE custody on January 31, 2026, and served with an Order of Release on Recognizance (OREC), and notice was sent to the Executive Office for Immigration Review (EOIR). *See* Exh. A (redacted). Because Petitioner has been released from custody, his habeas petition is now moot and should be dismissed. *See Bacilio-Sabastian v. Barr*, 980 F.3d 480, 483 (5th Cir. 2020) (habeas relief mooted where noncitizen released from custody).

CONCLUSION

Because Petitioner has been released from custody, and obtained the relief sought in his habeas petition, the petition is moot and should be dismissed in its entirety.

Dated: February 6, 2026

Respectfully submitted,

Justin R. Simmons
United States Attorney

By: /s/ Deborah L. Fischer

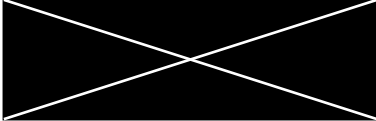
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CERTIFICATE OF SERVICE

I certify that on February 6, 2026, I electronically filed the Respondents' Response to Petition for Writ of Habeas Corpus with the Clerk of the Court using the CM/ECF system, and mailed a copy of the foregoing by United States Postal Service to the following non-CM/ECF participant(s):

Aleksei Krisanov



Respectfully submitted,

Justin R. Simmons
United States Attorney

By: /s/ Deborah L. Fischer

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