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7 Attorneys for Respondents

8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 ELBEK ABDUSAIDOV,
11 Petitioner,
12 v.
13 JEREMY CASEY; *et al.*,
14 Respondents.

Case No. 26-cv-1428-BJC-DEB

**JOINT MOTION TO VACATE
ORDER TO SHOW CAUSE**

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17 On March 2, 2026, Petitioner filed a petition for writ of habeas corpus pursuant
18 to 28 U.S.C. § 2241 in which he challenges his detention by Immigration and Customs
19 Enforcement (ICE). ECF No. 1. On March 10, 2026, the Court issued an order that
20 conditionally appointed Petitioner counsel, set certain filing deadlines, and enjoined
21 Respondents from removing Petitioner from the United States or this District. ECF No.
22 5. Respondents' counsel and Petitioner's counsel have conferred on Petitioner's desire
23 to removed from the United States and Respondents' have tentatively scheduled
24 Petitioner's removal to occur within the next seven days.

25 Based on the foregoing, the parties request that the Court issue an order:
26 (1) vacating its March 10, 2026 Order, ECF No. 5; (2) confirming that Respondents are
27 *not* precluded from removing Petitioner to Uzbekistan during the pendency of this
28 habeas action; and (3) setting a deadline of March 30, 2026, for the parties to file a joint

1 status report if the case has not been dismissed by that date.

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3 Dated: March 16, 2026

Respectfully submitted,

4 s/ Jessie Agatstein
5 JESSIE AGATSTEIN
6 Federal Defenders of San Diego, Inc.
7 Attorney for Petitioner

8 Dated: March 16, 2026

Respectfully submitted,

9 ADAM GORDON
10 United States Attorney

11 s/Erin M. Dimbleby
12 ERIN M. DIMBLEBY
13 Assistant United States Attorney
14 Attorney for Respondents

15 **SIGNATURE CERTIFICATION**

16 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies
17 and Procedures of the United States District Court for the Southern District of
18 California, I hereby certify that the content of this document is acceptable to Jessie
19 Agastein, counsel for Petitioner, and that I have obtained Ms. Agatstein's authorization
20 to affix her electronic signature to this document.

21 Dated: March 16, 2026

22 s/Erin M. Dimbleby
23 ERIN M. DIMBLEBY
24 Assistant United States Attorney
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