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

10 ALIAKBAR ROSTAMNEJADCHARATI, Case No.: 26cv1578 DMS VET

11 Petitioner,

JOINT STATUS REPORT

12
13 v.

14 JEREMY CASEY,

15 Respondent.
16

17 The parties submit this Joint Status Report pursuant to the Court's Order dated
18 April 15, 2026 (ECF No. 8). Petitioner was provided a bond hearing on April 21, 2026.
19 Bond was denied based on the immigration judge's finding that Petitioner "poses a
20 significant risk of flight." DHS waived appeal and Petitioner reserved appeal. The
21 parties' respective positions as to the need for further action on the petition are set forth
22 below.

23 **1. Respondent's Position Regarding the Need for Further Action on the**
24 **Petition**

25 It is Respondent's position that no further action is needed on the Petition. To the
26 extent the Court construes Petitioner's position, as set forth below, as a motion or
27 request for any form of relief, Respondent respectfully requests the opportunity to
28 submit a response.

1 **2. Petitioner’s Position Regarding the Need for Further Action on the Petition**

2 Petitioner filed a Petition for Writ of Habeas Corpus specifically requesting that
3 he be released from detention and Respondents thereafter filed a Return to the Petition
4 stating they do not oppose “a bond hearing for Petitioner in this matter, subject to
5 supervision during his removal proceedings.” (Return at 1.)

6 This Court issued an “Order Granting Petition” on April 15, 2026 wherein it
7 directed Respondents to arrange an individualized bond hearing for
8 Petitioner before an immigration judge on or before April 23, 2026. (ECF No. 8).
9 Petitioner was provided a bond hearing on April 21, 2026. Bond was denied based on
10 the immigration judge’s finding that Petitioner “poses a significant risk of flight.” DHS
11 waived appeal and Petitioner reserved appeal.

12 Petitioner believes a further order on the Petition is warranted as his Petition for
13 Writ of Habeas Corpus was filed to secure his release from an unlawful detention of
14 well over a year and asked this Court to rule on his release. Petitioner believes that the
15 Order Granting Petition did not contain a final ruling on that petition.

16 In fact, one reading of this Court’s order could be interpreted as ordering his
17 release. The term “subject to supervision” during his removal proceedings implies that
18 Petitioner would be released from detainment at that time.

19 Finally, the Immigration Judge’s (IJ) bond denial should not automatically
20 terminate the habeas petition. Instead, it frequently shifts the focus of the federal action
21 toward reviewing the adequacy and constitutionality of that specific bond hearing.

22 Petitioner wishes the opportunity to do so on the following grounds:

- 23 • the IJ’s denial violated the court’s original order, was based on incorrect legal
24 standards, or failed to provide due process and most importantly, tainted by the
25 present Government pressure for Judge’s to deny all Bond request as flight risks
- 26 • Even though Petitioner reserved appeal of the bond decision, the current waiting
27 time for a BIA decision is, at the very least, months, Petitioner, who has already
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