ALI M. FARAHMAND ESQ. (CA BAR 150402)
9070 Irvine Center Dr. Ste.125
Irvine, CA. 92618
Tel: (949) 791-2377
Email: amf@amflaw.com

Attorney for ALIAKBAR ROSTAMNEJADCHARATI

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ALIAKBAR ROSTAMNE JADCHARATI [redacted]

Petitioner,

Case No.: 3:26-cv-01578-DMS-VET

PETITIONER'S SECOND REQUEST FOR STATUS UPDATE AND EXPEDITIOUS FINAL JUDGMENT ON PETITION FOR HABEAS CORPUS

vs

JEREMY CASEY, et al

Honorable Judge: Dana M. Sabraw
United States District Court Judge

Respondents.

Petitioner Aliakbar Rostamnejad Charati, has now been detained at the Imperial Regional Detention Facility since January 31, 2025, a period of 19 months. Dkt. No. 1. Petitioner filed a Petition for Writ of Habeas Corpus March 12, 2026. *Id.* On April 15, 2026, this Court entered an Order Granting Petition and instructed Respondents to arrange an individualized bond hearing for Petitioner before an immigration judge on or before April 23, 2026 and that a Status Report confirming Petitioner has been provided with a bond hearing and the result of that hearing by April 27, 2026. Dkt. No. 8.

Respondents, in their position in the Joint Statement, informed this Court that Petitioner was provided a bond hearing on April 21, 2026. Bond was denied based on the immigration judge's finding that Petitioner "poses a significant risk of flight." Dkt. No. 9. In that statement, Respondents stated their position" that no further action is needed on the Petition". *Id* Petitioner disagreed and placed his basis in that same report. Petitioner was granted Withholding of Removal by an immigration judge on April 28, 2026. Dkt. No. 10, Exhibit 1. Petitioner filed a Motion for Leave to File on April 29, 2026 seeking to place before this Court's consideration Petitioner's change in circumstances and its relevance in determining whether Petitioner remains a flight risk. Dkt. No. 10

It has been over 3 months since the last filing in this matter.

We believe Petitioner's detention of over 19 months violates the Supreme Court's unambiguous directive that immigration detainees may only be held for "a period reasonably necessary to bring about the alien's removal from the United States." Zadvydas, 533 U.S. at 689,701. Where, as here, there is no reasonable prospect of imminent removal detention becomes arbitrary, is no longer authorized by statute, and violates basic American norms of due process.

Petitioner, after his detention of over 19 months, his grant of Withholding of Removal which provides him permission to remain in the United States and obtain employment authorization and the fact that his removal is not immediately foreseeable, he respectfully requests this Court's indulgence in expediting a decision that would secure his release.

Respectfully submitted

July 29, 2026

Ali M. Farahmand

Attorney for Petitioner
Aliakbar Rostamnejad Charati