United States Department of Justice

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Northern District of New York

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June 23, 2026

VIA CM/ECF
Hon. Anthony J. Brindisi
U.S. District Judge
Alexander Pirnie Federal Bldg.
and U.S. Courthouse
10 Broad Street
Utica, NY 13501

Re: ***Sivanantharsha v. Askhkar, et al.***
Civil Action No. 9:26-cv-00398-AJB

Dear Judge Brindisi:

Please accept this letter as a joint status report pursuant to the Court's Order that the parties propose conditions of release reasonably tailored to ensure petitioner's future attendance at immigration hearings. *See* Dkt. 17.

As an initial matter, Respondents maintain that Petitioner's release is not warranted and reserve all arguments regarding detention, including the right to appeal. However, in compliance with the Court's Order, Respondents have conferred with Petitioner and propose the following conditions, should the Court determine that release is appropriate:

Full participation in and compliance with the Alternatives to Detention ("ATD") Program, including:

a. Routine check-ins with ICE as directed by ICE;
b. Use of facial matching technology;
c. GPS monitoring

Petitioner's counsel has agreed to these conditions in substantial part. However, Petitioner asks that the Court issue an Order permitting Respondents to subject Petitioner to GPS monitoring only if such monitoring will be implemented through a GPS-enabled application installed on Petitioner's cellular telephone, rather than a GPS device that is fixed to Petitioner's body, as Petitioner views the imposition of an "ankle monitor" or similar worn GPS device as a substantial restraint on liberty that would interfere with his ability to engage in employment and day-to-day life as he awaits final resolution of his immigration matters.

Respondents maintain, however, that ICE should retain discretion to determine the appropriate form of GPS monitoring based on the circumstances and the technology available at the time of Petitioner's enrollment in the ATD Program. Respondents therefore respectfully request that ICE

be permitted within its discretion to require GPS monitoring through a wearable device, including an ankle bracelet, if ICE determines that such monitoring is appropriate and available.

Thank you for your consideration of this matter.

Respectfully Submitted:

TODD BLANCHE
Acting Attorney General

JOHN A. SARCONE III
First Assistant United States Attorney

By: *s/ Alexis M. Osborne*
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