IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

AMRIT PAL
Petitioner,
v.

LYONS et al.,

Respondents.

Civil Action No. 26-cv-1102-WJM

PETITIONER'S MOTION FOR ATTORNEY FEES UNDER THE EQUAL ACCESS TO JUSTICE ACT

Petitioner Amrit Pal, by and through his attorney, Mehmet Turkoglu, respectfully moves this Court for an award of attorney fees pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412. Pursuant to the Court's Order dated April 7, 2026 (ECF No. 13), Petitioner states:

I. PREVAILING PARTY STATUS

On April 7, 2026, this Court granted Petitioner's Application for Writ of Habeas Corpus and ordered his immediate release (ECF No. 13). Petitioner is the prevailing party in this action.

II. ELIGIBILITY AND TIMELINESS

This motion is timely filed pursuant to the schedule set forth in Paragraph 6 of the Court's April 7, 2026 Order. Petitioner's net worth did not exceed $2,000,000.00 at the time this action was filed. See Petitioner's Affidavit.

III. THE GOVERNMENT'S POSITION WAS NOT SUBSTANTIALLY JUSTIFIED

The position of the United States was not substantially justified. As noted by the Court, the legal issues presented were "not materially different" from prior rulings in this District—including *Morales Lopez* and *Garcia Abanil*—which the Government chose to ignore, necessitating this emergency litigation.

IV. REASONABLENESS OF REQUESTED FEES

Petitioner requests a fee award of $4,500.00. This is a highly conservative request based on the following:

- Special Factors: The emergency nature of this habeas litigation and the specialized skill required to secure Petitioner's liberty justify a rate above the statutory cap.
- Inflation Adjustment: Adjusted for the 2026 cost of living, the statutory rate is approximately $260.16 per hour. A $4,500.00 award represents roughly 17 hours of work, though Counsel expended significantly more time on this matter.
- Reservation of Rights: This $4,500.00 proposal is made in a good-faith effort to resolve the fee issue without further litigation. Petitioner reserves the right to supplement this request to include additional fees for the time spent litigating this motion and drafting a reply brief should Respondents continue to oppose the award.

V. CONFERRAL UNDER D.C.COLO.LCIVR 7.1

Counsel for Petitioner conferred with Counsel for Respondents via email on May 5, 2026, regarding a stipulation to the requested fee amount. Respondents stated they would not take a position on a stipulation until after their own response is filed.

CONCLUSION

WHEREFORE, Petitioner respectfully requests that the Court award attorney fees in the amount of $4,500.00, or such higher amount as may be justified if further litigation of this motion is required.

Dated: May 5, 2026

/s/ Mehmet Turkoglu

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CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of May 5, 2026, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

Dated: May 5, 2026

/s/ Mehmet Y. Turkoglu

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