

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA
CIVIL ACTION**

ADILET AKMATBEKOV,

Petitioner,

v.

Case No. _____

JL JAMISON, WARDEN, Federal Detention Center,
Philadelphia, in his official capacity;
FIELD OFFICE DIRECTOR, Philadelphia
ERO Field Office, in his official capacity;
TODD LYONS, Acting Director, U.S.
Immigration and Customs Enforcement, in
his official capacity; MARKWAYNE MULLIN,
Secretary, U.S. Department of Homeland
Security, in his official capacity; U.S.
DEPARTMENT OF HOMELAND SECURITY;
PAMELA BONDI, Attorney General of the
United States, in her official capacity,

Respondents.

**PETITION FOR WRIT OF HABEAS CORPUS
PURSUANT TO 28 U.S.C. § 2241**

INTRODUCTION

Petitioner Adilet Akmatbekov ("Petitioner"), by and through undersigned counsel, respectfully submits this Petition for a Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241, challenging his unlawful detention by the United States Department of Homeland Security ("DHS"), U.S. Immigration and Customs Enforcement ("ICE"), and related federal officials.

Petitioner is a twenty-year-old citizen and national of Kyrgyzstan who has resided in the United States since 2017, when he entered the country as a child with his family seeking asylum based on [REDACTED] He was placed in removal proceedings and released on an Order of Recognizance on September 27, 2017, under 8 U.S.C. § 1226(a). His asylum case remains pending before the Philadelphia Immigration Court.

On October 18, 2025, Petitioner was arrested on state criminal charges in Bucks County, Pennsylvania. While his criminal case remains pending and no conviction has been entered, ICE has taken Petitioner into custody and is currently detaining him at the Federal Detention Center in Philadelphia. Petitioner has been denied any meaningful opportunity to contest his continued detention before a neutral decisionmaker.

Petitioner brings this action to vindicate his constitutional right to due process and to challenge his continued detention without a bond hearing. He seeks immediate release from custody or, in the alternative, an individualized bond hearing before an Immigration Judge at which the Government bears the burden of justifying his continued detention by clear and convincing evidence.

JURISDICTION AND VENUE

1. This Court has subject matter jurisdiction over this Petition under 28 U.S.C. § 2241, which grants federal district courts jurisdiction to issue writs of habeas corpus on behalf of persons

"in custody in violation of the Constitution or laws or treaties of the United States." 28 U.S.C. § 2241(c)(3).

2. Federal courts retain jurisdiction to review habeas petitions challenging immigration detention notwithstanding any jurisdiction-stripping provisions of the Immigration and Nationality Act. See *INS v. St. Cyr*, 533 U.S. 289, 305 (2001); *Demore v. Kim*, 538 U.S. 510, 517 (2003).

3. Venue is proper in this district under 28 U.S.C. § 2241(a) because Petitioner is currently detained within the Eastern District of Pennsylvania at the Federal Detention Center, Philadelphia, located at 700 Arch Street, Philadelphia, Pennsylvania 19106.

PARTIES

4. Petitioner Adilet Akmatbekov is a citizen and national of Kyrgyzstan, bearing Alien Registration Number [REDACTED]. He is currently detained at the Federal Detention Center, Philadelphia. He was born on [REDACTED].

5. Respondent Warden of the Federal Detention Center, Philadelphia, is sued in his official capacity as the custodian of Petitioner and is responsible for Petitioner's physical custody. The FDC Philadelphia is located at 700 Arch Street, Philadelphia, Pennsylvania 19106.

6. Respondent Field Office Director, Philadelphia ERO Field Office, is sued in his official capacity as the official responsible for ICE enforcement and removal operations in the Philadelphia area. The Philadelphia ERO Field Office is located at 1600 Callowhill Street, Philadelphia, Pennsylvania 19130.

7. Respondent Todd Lyons is the Acting Director of U.S. Immigration and Customs Enforcement and is sued in his official capacity. His address is 500 12th Street SW, Washington, D.C. 20536.

8. Respondent Markwayne Mullin is the Secretary of the U.S. Department of Homeland Security and is sued in his official capacity. His address is 245 Murray Lane SW, Washington, D.C. 20528.

9. Respondent U.S. Department of Homeland Security is the federal agency responsible for the enforcement of immigration laws and the detention of Petitioner. Its address is 245 Murray Lane SW, Washington, D.C. 20528.

10. Respondent Pamela Bondi is the Attorney General of the United States and is sued in her official capacity. Her address is U.S. Department of Justice, 950 Pennsylvania Avenue NW, Washington, D.C. 20530.

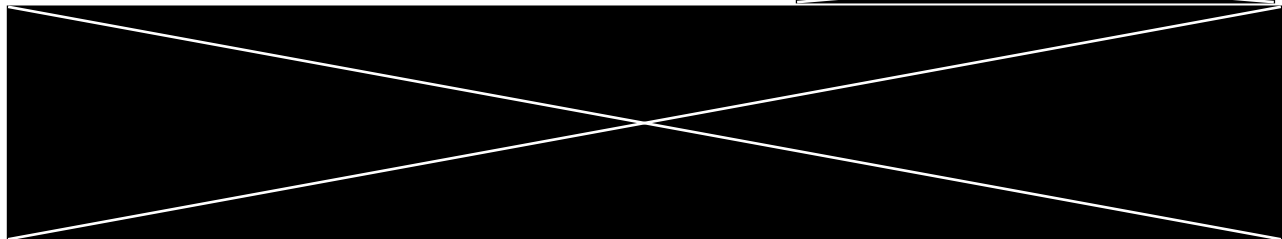
STATEMENT OF FACTS

A. Immigration History

11. Petitioner is a citizen and national of Kyrgyzstan who entered the United States in 2017 as a minor child, at approximately eleven years of age, together with his family, including his father Ruslan Chakarov, his mother Meerim Zhabueva, and his siblings 



12. Petitioner and his family fled Kyrgyzstan due to 



13. On September 26, 2017, the Department of Homeland Security issued a Notice to Appear charging Petitioner as removable. Petitioner was placed in removal proceedings before the Philadelphia Immigration Court under lead case number A#  (Ruslan Chakarov).

14. On September 27, 2017, ICE released Petitioner on an Order of Recognizance (Form I-220A) pursuant to 8 U.S.C. § 1226(a) and applicable regulations. This release confirmed that DHS classified Petitioner under Section 236 of the Immigration and Nationality Act, which corresponds to 8 U.S.C. § 1226(a) — the provision governing detention and release of individuals in removal proceedings.

15. Following his release, Petitioner complied with all conditions of his Order of Recognizance, including reporting to the ICE office at 114 North 8th Street, Philadelphia, Pennsylvania 19107, as directed.

16. Petitioner's family filed applications for asylum, withholding of removal, and protection under the Convention Against Torture. The family's individual merits hearing was scheduled for November 12, 2025, before the Philadelphia Immigration Court. Petitioner's asylum case remains pending; no final order of removal has been entered.

B. State Criminal Charges and ICE Detention

17. On October 18, 2025, Petitioner was arrested by the Lower Southampton Police Department in Bucks County, Pennsylvania, on state criminal charges of Criminal Trespass (18 Pa.C.S. § 3503(a)(1)(ii), Felony 2) and Criminal Mischief — Damage Property (18 Pa.C.S. § 3304(a)(5), Misdemeanor 3).

18. Bail was set at \$100,000.00 (monetary, 10%) at the Magisterial District Court level. The case was transferred to the Bucks County Court of Common Pleas under Docket Number CP-09-CR-0004762-2025. Petitioner has been in custody at the Bucks County Prison since his arrest.

19. Petitioner has not been convicted of any crime. The criminal charges remain pending. He is presumed innocent under the law.

20. At some point following Petitioner's arrest on state charges, ICE took Petitioner into federal custody and transferred him to the Federal Detention Center in Philadelphia, where he is currently detained.

21. Upon information and belief, ICE has either reclassified Petitioner's detention authority or is detaining him without providing any individualized custody determination. Petitioner has not been afforded a bond hearing before an Immigration Judge since his detention by ICE.

22. Petitioner's individual merits hearing, which had been scheduled for November 12, 2025, was continued. His asylum case remains pending, and no final order of removal has been entered against him.

LEGAL FRAMEWORK

23. Under the Immigration and Nationality Act, noncitizens in removal proceedings are generally governed by one of two detention statutes. Section 1226(a) of Title 8 applies to individuals who are "pending a decision on whether the alien is to be removed from the United States" and provides that such individuals "may be arrested and detained" or "may be released" on bond or conditional parole. 8 U.S.C. § 1226(a). Section 1225(b) applies to "applicants for admission" — that is, individuals who are seeking entry at a port of entry or who have not been admitted or paroled.

24. Petitioner was released in 2017 under 8 U.S.C. § 1226(a), as confirmed by his Order of Recognizance (Form I-220A). Under the regulations in effect at the time of Petitioner's initial classification — and continuously since 1997 — individuals who entered the United States without inspection and were placed in removal proceedings have been processed under § 1226(a), not § 1225(b). See 62 Fed. Reg. 10,312, 10,323 (Mar. 6, 1997).

25. The distinction between § 1225 and § 1226 is critical because § 1226(a) provides for individualized bond hearings, while § 1225(b)(2) does not. Individuals detained under § 1226(a) are entitled to a hearing before an Immigration Judge who can set bond or order release on conditions. Individuals classified under § 1225(b)(2)(A) are subject to mandatory detention with no access to a bond hearing.

26. In 2025, the Board of Immigration Appeals issued *Matter of Q. Li*, 29 I&N Dec. 66 (BIA 2025), and *Matter of Yajure Hurtado*, 29 I&N Dec. 216 (BIA 2025), purporting to extend the reach of § 1225(b)(2)(A) to individuals who had previously been classified and released under § 1226(a). More than 300 federal district courts have rejected this interpretation. See, e.g., *Toure v. Bondi*, No. 3:26-cv-00323 (M.D. Pa. Feb. 27, 2026); *Lopes de Andrade v. Rose*, No. 2:26-cv-00603 (E.D. Pa. Feb. 12, 2026).

CLAIMS FOR RELIEF

COUNT I

Violation of the Immigration and Nationality Act

27. Petitioner re-alleges and incorporates by reference all preceding paragraphs.

28. Petitioner was lawfully classified and released under 8 U.S.C. § 1226(a) in September 2017. The Government may not retroactively reclassify Petitioner under 8 U.S.C. § 1225(b)(2)(A) because the plain text of the INA does not authorize such reclassification for individuals already in removal proceedings and previously released under § 1226(a).

29. To the extent that Respondents are detaining Petitioner without authority under § 1226(a) or any other lawful provision of the INA, such detention is ultra vires and in violation of the Act. Petitioner is entitled to an individualized bond hearing under § 1226(a).

COUNT II

Violation of the Due Process Clause — Fifth Amendment

30. Petitioner re-alleges and incorporates by reference all preceding paragraphs.

31. The Due Process Clause of the Fifth Amendment prohibits the Government from depriving any person of liberty without due process of law. This protection extends to all persons within the United States, regardless of immigration status. *Zadvydas v. Davis*, 533 U.S. 678, 693 (2001) ("the Due Process Clause applies to all 'persons' within the United States, including aliens, whether their presence here is lawful, unlawful, temporary, or permanent").

32. Petitioner's continued detention without an individualized bond hearing violates his right to due process under the Fifth Amendment. Under *Mathews v. Eldridge*, 424 U.S. 319, 335 (1976), the three-factor balancing test weighs decisively in Petitioner's favor: (1) the private interest at stake — physical liberty — is the most fundamental of all interests; (2) the risk of erroneous deprivation is substantial given the absence of any neutral review of Petitioner's detention; and (3) the Government's interest is served, not undermined, by providing a hearing, which allows for conditions of release tailored to any legitimate governmental concerns.

33. Petitioner has been detained without any individualized hearing at which a neutral decisionmaker has evaluated whether his continued detention is justified. This prolonged deprivation of liberty without process violates the Fifth Amendment.

COUNT III

Violation of the Administrative Procedure Act

34. Petitioner re-alleges and incorporates by reference all preceding paragraphs.

35. To the extent that Respondents have reclassified Petitioner under § 1225(b)(2)(A) based on *Matter of Q. Li* or *Matter of Yajure Hurtado*, such reclassification constitutes final agency

action that is "arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law" within the meaning of 5 U.S.C. § 706(2)(A). The reclassification contradicts the plain text of the INA, the 1997 regulations, decades of consistent agency practice, and the holdings of more than 300 federal district courts.

COUNT IV

Unlawful Detention in Violation of 8 C.F.R. § 236.1

36. Petitioner re-alleges and incorporates by reference all preceding paragraphs.

37. Under 8 C.F.R. § 236.1, individuals in removal proceedings under § 1226(a) are entitled to a custody redetermination before an Immigration Judge. Petitioner's detention without access to such a hearing violates the applicable federal regulations and the rights they confer.

PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully requests that this Honorable Court:

- (a) Issue a Writ of Habeas Corpus and order Petitioner's immediate release from custody;
- (b) Declare that Petitioner is properly classified under 8 U.S.C. § 1226(a) and is entitled to an individualized bond hearing;
- (c) Declare that Respondents' continued detention of Petitioner without an individualized bond hearing violates the Due Process Clause of the Fifth Amendment;
- (d) Declare that any reclassification of Petitioner under 8 U.S.C. § 1225(b)(2)(A) based on Matter of Q. Li or Matter of Yajure Hurtado is unlawful, arbitrary, and capricious;
- (e) Permanently enjoin Respondents from reclassifying Petitioner under 8 U.S.C. § 1225(b)(2)(A);
- (f) In the alternative, order Respondents to provide Petitioner with an individualized bond hearing before an Immigration Judge within fourteen (14) days of this Court's Order, at which the

Government shall bear the burden of justifying Petitioner's continued detention by clear and convincing evidence;

(g) Award Petitioner costs and reasonable attorney's fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412;

(h) Grant such other and further relief as this Court deems just and proper.

Dated: April _1_, 2026

Respectfully submitted,

/s/Jonathan J. Sobel
JONATHAN J. SOBEL, ESQUIRE
PA Bar No. 76428
Law Offices of Jonathan J. Sobel
1500 Walnut Street, Suite 900
Philadelphia, PA 19102
Tel: (215) 735 7535
Email: mate89@aol.com

Counsel for Petitioner

EXHIBIT LIST

Exhibit A	Notice to Appear (NTA), dated September 26, 2017
Exhibit B	Order of Release on Recognizance (Form I-220A), dated September 27, 2017
Exhibit C	Notice of In-Person Hearing, Immigration Court, dated April 26, 2023
Exhibit D	Order of the Immigration Judge Granting Motion to Calendar
Exhibit E	Bucks County Court of Common Pleas Criminal Docket (CP-09-CR-0004762-2025)
Exhibit F	Bucks County Court Summary
Exhibit G	ICE Reporting Sheet — Adilet Akmatbekov

CERTIFICATE OF SERVICE

I hereby certify that on April __1__, 2026, a true and correct copy of the foregoing Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2241 was served upon the following by the means indicated:

VIA CM/ECF ELECTRONIC FILING:

All counsel of record who are registered CM/ECF users will be served by the Court's electronic filing system.

VIA UNITED STATES FIRST-CLASS MAIL:

by depositing a true and correct copy in the United States Mail, first-class postage prepaid, addressed to:

JL Jamison, Warden
Federal Detention Center, Philadelphia
700 Arch Street
Philadelphia, PA 19106

Field Office Director
Philadelphia ERO Field Office
1600 Callowhill Street
Philadelphia, PA 19130

Todd Lyons, Acting Director
U.S. Immigration and Customs Enforcement
500 12th Street SW
Washington, DC 20536

Markwayne Mullin, Secretary
U.S. Department of Homeland Security
245 Murray Lane SW
Washington, DC 20528

Office of the General Counsel
U.S. Department of Homeland Security
245 Murray Lane SW
Washington, DC 20528

Pamela Bondi, Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

United States Attorney's Office
Eastern District of Pennsylvania
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106

/s/Jonathan J. Sobel
JONATHAN J. SOBEL, ESQUIRE

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

ADILET AKMATBEKOV

(b) County of Residence of First Listed Plaintiff Philadelphia
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Jonathan J. Sobel, Esquire, 1500 Walnut Street, Suite
900, Philadelphia, PA 19102 215 735 7535

DEFENDANTS

J.L. JAMISON, WARDEN OF DETENTION FACILITY, in
his/her official capacity; FIELD OFFICE DIRECTOR,

County of Residence of First Listed Defendant PHILADELPHIA
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

U.S. Attorney's Office

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | ☐ 1 | ☐ 1 | Incorporated or Principal Place of Business In This State | ☐ 4 | ☐ 4 |
| Citizen of Another State | ☐ 2 | ☐ 2 | Incorporated and Principal Place of Business In Another State | ☐ 5 | ☐ 5 |
| Citizen or Subject of a Foreign Country | ☐ 3 | ☐ 3 | Foreign Nation | ☐ 6 | ☐ 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument ☐ 150 Recovery of Overpayment & Enforcement of Judgment ☐ 151 Medicare Act ☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans) ☐ 153 Recovery of Overpayment of Veteran's Benefits ☐ 160 Stockholders' Suits ☐ 190 Other Contract ☐ 195 Contract Product Liability ☐ 196 Franchise	PERSONAL INJURY ☐ 310 Airplane ☐ 315 Airplane Product Liability ☐ 320 Assault, Libel & Slander ☐ 330 Federal Employers' Liability ☐ 340 Marine ☐ 345 Marine Product Liability ☐ 350 Motor Vehicle ☐ 355 Motor Vehicle Product Liability ☐ 360 Other Personal Injury ☐ 362 Personal Injury - Medical Malpractice PERSONAL INJURY ☐ 365 Personal Injury - Product Liability ☐ 367 Health Care/Pharmaceutical Personal Injury Product Liability ☐ 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY ☐ 370 Other Fraud ☐ 371 Truth in Lending ☐ 380 Other Personal Property Damage ☐ 385 Property Damage Product Liability	☐ 625 Drug Related Seizure of Property 21 USC 881 ☐ 690 Other LABOR ☐ 710 Fair Labor Standards Act ☐ 720 Labor/Management Relations ☐ 740 Railway Labor Act ☐ 751 Family and Medical Leave Act ☐ 790 Other Labor Litigation ☐ 791 Employee Retirement Income Security Act IMMIGRATION ☐ 462 Naturalization Application ☐ 465 Other Immigration Actions	☐ 422 Appeal 28 USC 158 ☐ 423 Withdrawal 28 USC 157 INTELLECTUAL PROPERTY RIGHTS ☐ 820 Copyrights ☐ 830 Patent ☐ 835 Patent - Abbreviated New Drug Application ☐ 840 Trademark ☐ 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY ☐ 861 HIA (1395ff) ☐ 862 Black Lung (923) ☐ 863 DIWC/DIWW (405(g)) ☐ 864 SSID Title XVI ☐ 865 RSI (405(g)) FEDERAL TAX SUITS ☐ 870 Taxes (U.S. Plaintiff or Defendant) ☐ 871 IRS—Third Party 26 USC 7609	☐ 375 False Claims Act ☐ 376 Qui Tam (31 USC 3729(a)) ☐ 400 State Reapportionment ☐ 410 Antitrust ☐ 430 Banks and Banking ☐ 450 Commerce ☐ 460 Deportation ☐ 470 Racketeer Influenced and Corrupt Organizations ☐ 480 Consumer Credit (15 USC 1681 or 1692) ☐ 485 Telephone Consumer Protection Act ☐ 490 Cable/Sat TV ☐ 850 Securities/Commodities/Exchange ☐ 890 Other Statutory Actions ☐ 891 Agricultural Acts ☐ 893 Environmental Matters ☐ 895 Freedom of Information Act ☐ 896 Arbitration ☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision ☐ 950 Constitutionality of State Statutes
REAL PROPERTY ☐ 210 Land Condemnation ☐ 220 Foreclosure ☐ 230 Rent Lease & Ejectment ☐ 240 Torts to Land ☐ 245 Tort Product Liability ☐ 290 All Other Real Property	CIVIL RIGHTS ☐ 440 Other Civil Rights ☐ 441 Voting ☐ 442 Employment ☐ 443 Housing/Accommodations ☐ 445 Amer. w/Disabilities - Employment ☐ 446 Amer. w/Disabilities - Other ☐ 448 Education PRISONER PETITIONS Habeas Corpus: ☒ 463 Alien Detainee ☐ 510 Motions to Vacate Sentence ☐ 530 General ☐ 535 Death Penalty Other: ☐ 540 Mandamus & Other ☐ 550 Civil Rights ☐ 555 Prison Condition ☐ 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

28 USC 2241

Brief description of cause:

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

April 1, 2026

/s/Jonathan J. Sobel, Esquire

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I. (a) **Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - (b) **County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
 - (c) **Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. **Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. **Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. **Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. **Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
- PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. **Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. **Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. **Related Cases.** This section of the JS 44 is used to reference related cases, if any. If there are related cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

DESIGNATION FORM

Place of Accident, Incident, or Transaction: Federal Detention Center, 700 Arch Street, Philadelphia, PA 19106_____

RELATED CASE IF ANY: Case Number:_____ Judge:_____

1.

Does this case involve property included in an earlier numbered suit?

Yes ☐
2.

Does this case involve a transaction or occurrence which was the subject of an earlier numbered suit?

Yes ☐
3.

Does this case involve the validity or infringement of a patent which was the subject of an earlier numbered suit?

Yes ☐
4.

Is this case a second or successive habeas corpus petition, social security appeal, or pro se case filed by the same individual?

Yes ☐
5.

Is this case related to an earlier numbered suit even though none of the above categories apply?
If yes, attach an explanation.

Yes ☐

I certify that, to the best of my knowledge and belief, the within case ☐ is / ☒ **XXX is not** related to any pending or previously terminated action in this court.

Civil Litigation Categories

- A. Federal Question Cases:

☐ 1.

Indemnity Contract, Marine Contract, and All Other Contracts)

☐ 2.

FELA

☐ 3.

Jones Act-Personal Injury

☐ 4.

Antitrust

☐ 5.

Wage and Hour Class Action/Collective Action

☐ 6.

Patent

☐ 7.

Copyright/Trademark

☐ 8.

Employment

☐ 9.

Labor-Management Relations

☐ 10.

Civil Rights

☐ 11.

XXX Habeas Corpus

☐ 12.

Securities Cases

☐ 13.

Social Security Review Cases

☐ 14.

Qui Tam Cases

☐ 15.

Cases Seeking Systemic Relief *see certification below*

☐ 16.

All Other Federal Question Cases. (Please specify):_____
- B. Diversity Jurisdiction Cases:

☐ 1.

Insurance Contract and Other Contracts

☐ 2.

Airplane Personal Injury

☐ 3.

Assault, Defamation

☐ 4.

Marine Personal Injury

☐ 5.

Motor Vehicle Personal Injury

☐ 6.

Other Personal Injury (Please specify):_____

☐ 7.

Products Liability

☐ 8.

All Other Diversity Cases: (Please specify)_____

I certify that, to the best of my knowledge and belief, that the remedy sought in this case ☐ does / ☒ **XXX does not** have implications beyond the parties before the court and **does not** seek to bar or mandate statewide or nationwide enforcement of a state or federal law including a rule, regulation, policy, or order of the executive branch or a state or federal agency, whether by declaratory judgment and/or any form of injunctive relief.

ARBITRATION CERTIFICATION (CHECK ONLY ONE BOX BELOW)

- I certify that, to the best of my knowledge and belief:
- ☐ **XXX**

Pursuant to Local Civil Rule 53.2(3), this case is not eligible for arbitration either because (1) it seeks relief other than money damages; (2) the money damages sought are in excess of \$150,000 exclusive of interest and costs; (3) it is a social security case, includes a prisoner as a party, or alleges a violation of a right secured by the U.S. Constitution, or (4) jurisdiction is based in whole or in part on 28 U.S.C. § 1343.
- ☐

None of the restrictions in Local Civil Rule 53.2 apply and this case is eligible for arbitration.

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Case No. ____

ADILET AKMATBEKOV,

Petitioner,

v.

**WARDEN, Federal Detention Center Philadelphia,
ERO FIELD OFFICE DIRECTOR, Philadelphia,
TODD LYONS, Acting Director, ICE,
MARKWAYNE MULLIN, Secretary, DHS,
U.S. DEPARTMENT OF HOMELAND SECURITY,
PAMELA BONDI, Attorney General,**

Respondents.

**PETITIONER'S EXHIBITS IN SUPPORT OF
PETITION FOR WRIT OF HABEAS CORPUS
PURSUANT TO 28 U.S.C. § 2241**

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EXHIBIT A

Order of Release on Recognizance (Form I-220A), dated September 27, 2017

EXHIBIT B

Notice of Hearing Before Immigration Judge

NOTICE OF HEARING IN REMOVAL PROCEEDINGS
IMMIGRATION COURT
900 MARKET STREET, SUITE 504
PHILADELPHIA, PA 19107

RE: CHAKAROV, RUSLAN
FILE: 

DATE: Oct 24, 2017

TO: CHAKAROV, RUSLAN


Please take notice that the above captioned case has been scheduled for a MASTER hearing before the Immigration Court on Nov 28, 2017 at 08:30 A.M. at:

900 MARKET STREET, COURTROOM 2
PHILADELPHIA, PA 19107

You may be represented in these proceedings, at no expense to the Government, by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. Your hearing date has not been scheduled earlier than 10 days from the date of service of the Notice to Appear in order to permit you the opportunity to obtain an attorney or representative. If you wish to be represented, your attorney or representative must appear with you at the hearing prepared to proceed. You can request an earlier hearing in writing.

Failure to appear at your hearing except for exceptional circumstances may result in one or more of the following actions: (1) You may be taken into custody by the Department of Homeland Security and held for further action. OR (2) Your hearing may be held in your absence under section 240(b)(5) of the Immigration and Nationality Act. An order of removal will be entered against you if the Department of Homeland Security established by clear, unequivocal and convincing evidence that a) you or your attorney has been provided this notice and b) you are removable.

IF YOUR ADDRESS IS NOT LISTED ON THE NOTICE TO APPEAR, OR IF IT IS NOT CORRECT, WITHIN FIVE DAYS OF THIS NOTICE YOU MUST PROVIDE TO THE IMMIGRATION COURT PHILADELPHIA, PA THE ATTACHED FORM EOIR-33 WITH YOUR ADDRESS AND/OR TELEPHONE NUMBER AT WHICH YOU CAN BE CONTACTED REGARDING THESE PROCEEDINGS. EVERYTIME YOU CHANGE YOUR ADDRESS AND/OR TELEPHONE NUMBER, YOU MUST INFORM THE COURT OF YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER WITHIN 5 DAYS OF THE CHANGE ON THE ATTACHED FORM EOIR-33. ADDITIONAL FORMS EOIR-33 CAN BE OBTAINED FROM THE COURT WHERE YOU ARE SCHEDULED TO APPEAR. IN THE EVENT YOU ARE UNABLE TO OBTAIN A FORM EOIR-33, YOU MAY PROVIDE THE COURT IN WRITING WITH YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER BUT YOU MUST CLEARLY MARK THE ENVELOPE "CHANGE OF ADDRESS." CORRESPONDENCE FROM THE COURT, INCLUDING HEARING NOTICES, WILL BE SENT TO THE MOST RECENT ADDRESS YOU HAVE PROVIDED, AND WILL BE CONSIDERED SUFFICIENT NOTICE TO YOU AND THESE PROCEEDINGS CAN GO FORWARD IN YOUR ABSENCE.

A list of free legal service providers has been given to you. For information regarding the status of your case, call toll free 1-800-898-7180 or 240-314-1500. For information on Immigration Court procedures, please consult the Immigration Court Practice Manual, available at www.usdoj.gov/eoir.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)
TO: ☒ ALIEN ☐ ALIEN c/o Custodial Officer ☐ ALIEN's ATT/REP ☐ DHS
DATE: 11/04/17 BY: COURT STAFF cc P V3

EXHIBIT C

Immigration Judge Order Granting Motion to Calendar Individual Hearing

Robert Bond, Esquire

ID: 308371

Law Offices of Robert Bond, Esquire, LLC

11880 Bustleton Avenue, Suite 206

Philadelphia, PA 19116

215-240-7565

215-449-3370 (fax)

rbond@phillylawcenter.com

Counsel for Respondent

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
900 MARKET STREET, SUITE 504
PHILADELPHIA, PA 19107**

In the Matter of:

CHAKAROV, RUSLAN

Respondents

In removal proceedings

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A#



**Immigration Judge:
TBD**

**Next Hearing:
TBD**

MOTION TO CALENDAR A HEARING

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
900 MARKET STREET, SUITE 504
PHILADELPHIA, PA 19107**

In the Matter of:

CHAKAROV, RUSLAN

Respondents

In removal proceedings

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Motion to Calendar a Hearing

Lead Respondent **CHAKAROV, RUSLAN** through the undersigned counsel, Robert Bond Esq., respectfully move this Court to Calendar the Respondent's Immigration hearing.

The Respondent is in Removal Proceedings since 2017 and still has no hearing date. Prolonged wait and uncertainty as to the date of the hearing put the Respondent under immense psychological pressure.

We thus respectfully ask the court to put the Respondent's case on a trial calendar and to schedule the Respondent's hearing to the closest available date.

WHEREFORE, the Respondent prays the Honorable Immigration Judge allows the Motion to calendar the hearing be granted.

Respectfully submitted this 03/10/2023.

A handwritten signature in black ink that appears to read 'R Bond'.

Robert Bond, Esq.

CHAKAROV, RUSLAN

A# 

PROOF OF SERVICE

On 03/10/2023, I, Robert Bond, Esq., caused to serve a copy of the Motion to Calendar a Hearing, and all attached documents on U.S. DHS / Office of the Chief Counsel at the following address:

Office of the Principal Legal Advisor, Philadelphia

900 Market Street, Suite 346

Philadelphia, PA 19107

Electronically via DHS E-service portal.



(Signature)

03/10/2023

(Date)

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
900 MARKET STREET, SUITE 504
PHILADELPHIA, PA 19107**

In the Matter of:

CHAKAROV, RUSLAN

Respondents

In removal proceedings

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ORDER OF THE IMMIGRATION JUDGE

Upon consideration of the Motion to Calendar a Hearing, it is decided that the motion be

☐ **GRANTED** ☐ **DENIED**

- ☐ DHS does not oppose the motion.
- ☐ The Respondent does not oppose the motion.
- ☐ A response to the motion has not been filed with the court.
- ☐ Good cause has been established for the motion.
- ☐ The court agrees with the reasons stated in the opposition to the motion.
- ☐ The motion is untimely per _____.
- ☐ Other:

Deadlines:

- ☐ The application(s) for relief must be filed by _____.
- ☐ The Respondent must comply with DHS biometrics instructions by _____.

Date: _____

United States Immigration Judge

Certificate of Service

This document was served by: ☐ Mail ☐ Personal Service

To: ☐ Alien ☐ Alien c/o Custodial Officer ☐ Alien's Atty/Rep ☐ DHS

Date: _____ By: Court Staff: _____

Attachments: ☐ EOIR-33 ☐ EOIR-28 ☐ Legal Services List ☐ Other

EXHIBIT D

Bucks County Court of Common Pleas Criminal Docket Summary

EXHIBIT E

Magisterial District Court Summary

EXHIBIT F

ICE/DHS Reporting Requirements Sheet for Adilet Akmatbekov

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF RELEASE ON RECOGNIZANCE

Event Number: File No.: Date: September 27, 2017Name: AKMATBEKOV, ADILET

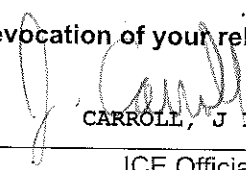
You have been arrested and placed in removal proceedings. In accordance with section 236 of the Immigration and Nationality Act and the applicable provisions of Title 8 of the Code of Federal Regulations, you are being released on your own recognizance provided you comply with the following conditions:

- ☒ You must report for any hearing or interview as directed by Immigration and Customs Enforcement or the Executive Office for Immigration Review.
- ☒ You must surrender for removal from the United States if so ordered.
- ☒ You must report in (writing) (person) to Duty officer at See I-831 on 10/04/2017 09:00 as directed.

If you are allowed to report in writing, the report must contain your name, alien registration number, current address, place of employment, and other pertinent information as required by the officer listed above.

- ☒ You must not change your place of residence without first securing written permission from the officer listed above.
- ☒ You must not violate any local, State or Federal laws or ordinances.
- ☒ You must assist Immigration and Customs Enforcement in obtaining any necessary travel documents.
- ☐ Other: *Your release is contingent upon your enrollment and successful participation in an Alternatives to Detention (ATD) program as designated by the Department of Homeland Security. Electronic monitoring is a requirement and a curfew may be imposed. Failure to comply with the conditions of your release or the requirements of the ATD program may result in a redetermination of your release conditions or your arrest and detention.*
- ☐ See attached sheet containing other specified conditions (Continue on separate sheet if required)

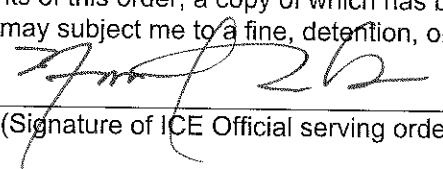
NOTICE: Failure to comply with the conditions of this order may result in revocation of your release and your arrest and detention by Immigration and Customs Enforcement.

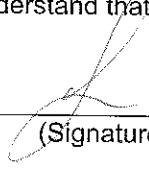

 CARROLL, J 1005

ICE Official

Alien's Acknowledgement of Conditions of Release under an Order of Recognizance

I hereby acknowledge that I have (read) (had interpreted and explained to me in the Russian language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine, detention, or prosecution.


 (Signature of ICE Official serving order)


 (Signature of Alien)

09/27/2017

Date

I hereby cancel this order of release because:

- ☐ The alien failed to comply with the conditions of release. ☐ The alien was taken into custody for removal.

(Signature of ICE Official canceling order)

Date

Ex. F-001

Alien Name AKMATBEKOV, ADILET	Picture 	Right Index Print
File Number 		
Date September 27, 2017		
Alien's Signature 		
Alien's Telephone Number (if any) 		
Alien's Address c/o Miran Azykov Philadelphia PENNSYLVANIA, 19111		

[illegible]

Title
Deportation Officer

ICE Form I-220A (8/15)

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs EnforcementORDER OF RELEASE ON RECOGNIZANCE
ADDENDUM

File No.:

Date: September 27, 2017Name: AKMATBEKOV, ADILET

- ☒ That you do not associate with known gang members, criminal associates, or be associated with any such activity.
- ☐ That you register in a substance abuse program within 14 days and provide ICE with written proof of such within 30 days. The proof must include the name, address, duration, and objectives of the program as well as the name of a counselor.
- ☐ That you register in a sexual deviancy counseling program within 14 days and provide ICE with written proof of such within 30 days. You must provide ICE with the name of the program, the address of the program, duration and objectives of the program as well as the name of a counselor.
- ☐ That you register as a sex offender, if applicable, within 7 days of being released, with the appropriate agency(s) and provide ICE with written proof of such within 10 days.
- ☒ That you do not commit any crimes while on this Order of Release on Recognizance.
- ☐ That you report to any parole or probation officer as required within 5 business days and provide ICE with written verification of the officer's name, address, telephone number, and reporting requirements.
- ☐ That you continue to follow any prescribed doctor's orders whether medical or psychological including taking prescribed medication.
- ☒ That you provide ICE with written copies of requests to Embassies or Consulates requesting the issuance of a travel document.
- ☒ That you provide ICE with written responses from the Embassy or Consulate regarding your request.
- ☒ Any violation of the above conditions will result in revocation of your employment authorization document.
- ☒ Any violation of these conditions may result in you being taken into ICE custody and you being criminally prosecuted.
- ☐ Other;

X

Alien's Signature

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs EnforcementORDER OF RELEASE ON RECOGNIZANCE
OUT-PROCESSING CHECKLIST**Sex Offenders**

- ☐ Probation/Parole Officer Notified
- ☐ Registered as sex-offender as required by state statute within 7 days
- ☐ Victim/Witness Coordinator Notified
- ☐ Victim/Witness Notified
- ☐ Written Proof of Counseling

Substance Abusers

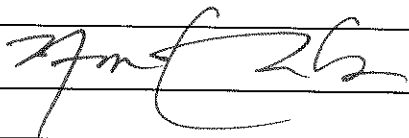
- ☐ Probation/Parole Officer Notified
- ☐ Written Proof of Counseling

All Aliens

- ☐ Probation/Parole Officer Notified
- ☐ Obtain address where living and telephone number
- ☐ Enter into IDENT FINS#: 1233579408
- ☐ NCIC Check
- ☐ Travel Document Application
- ☐ Other: _____

Completed By

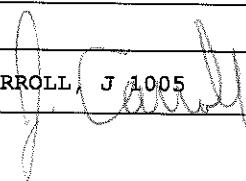
Deportation Officer: ALOZIE, I 4603



Date 09/27/2017

Concurrence By

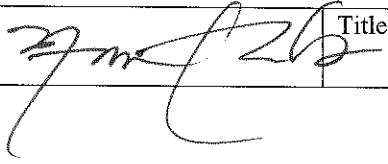
Supervisory Detention and Deportation Officer: CARROLL, J 1005



Date 09/27/2017

U.S. Department of Homeland Security

Continuation Page for Form I-220A

Alien's Name AKMATBEKOV, ADILET	File Number 	Date 09/27/2017
LOCATION OF ICE OFFICE WHICH YOU REPORT TO ----- ICE/DHS 114 N 8th Street Philadelphia, PA 19107 215-656 7162		
Signature  I 4603 ALOZIE		
Title Deportation Officer		

5 of 5 Pages

EXHIBIT G

EOIR Individual Hearing Notice for Adilet Akmatbekov

EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW

(/)

e-Info



(/)

My Cases
(/cases)

My
Calendar
(/calendar)

My Bonds
(/bonds/bondsearch)

View My
Uploads
(/document/uploads)

What's
New!!!
(<https://www.justice.gov/eoir/internet-immigration-info>)

Guidelines

Document
Upload
Guidelines
(/Static/DocumentUploadRules.html)

Document
Download
Guidelines
(/Static/DocumentDownloadRules.html)

For
Technical
Support
or
General

Feedback

Email:
EOIR-technicalsupport@ice.dhs.gov

Home / My Cases (/cases) / Case Details

My Case Details

**Alien
Number**



**Charging
Doc. Date**

09/26/2017

Alien Name

AKMATBEKOV, ADILET

**Immigration
Court
(administrative
control
location)**

IMMIGRATION
COURT
900 MARKET
STREET, SUITE 504
PHILADELPHIA, PA
19107

Case Status

Pending

**Clock
(disclaimer)**

267 days

Case Status - Immigration Court

IJ The case is
Decision: pending.
Hearing 900 MARKET
Location: STREET, SUITE 504
PHILADELPHIA, PA
19107

Future Hearing Information

Hearing Type	Hearing Date	Hearing Location	IJ Assigned
Individual	08/10/2020 (09:00 AM - 12:00 PM)	900 MARKET STREET, SUITE 504 PHILADELPHIA, PA 19107	STEVEN A. MORLEY

Proceeding Information

#	Decision Date	IJ Decision	Immigration Court (Administrative Control Location)
---	---------------	-------------	---

E.O. 12812 support

Phone: 1-
877-388-
3842

Details

1

N/A

The case is
pending.

900 MARKET STREET, SUITE 504
PHILADELPHIA, PA 19107

Additional Case Information**Charging Doc. Date****Hearing Location****Status****BIA Case Exists**

No additional case information available

DD Appeal Information**Alien
Number****Beneficiary
/ Applicant
Name****DD
Appeal
Type****Date
Appeal
Filed
at DHS****Date
Appeal
Received
at BIA****BIA
Decision
Date****Link to
BIA
Decision**

No DD appeals found

PROOF OF SERVICE

I, Robert Bond, Esq., hereby certify that on April 01, 2026, I caused a true and correct copy of the foregoing Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2241, Memorandum of Law in Support, Emergency Motion for Temporary Restraining Order, Proposed Order, and this Exhibit Package to be served upon the following by U.S. Mail, First Class, postage prepaid:

Warden, Federal Detention Center Philadelphia

700 Arch Street

Philadelphia, PA 19106

Via U.S. Mail, First Class

ERO Field Office Director, Philadelphia

114 North 8th Street

Philadelphia, PA 19107

Via U.S. Mail, First Class

Todd Lyons, Acting Director, ICE

500 12th Street SW

Washington, DC 20536

Via U.S. Mail, First Class

Markwayne Mullin, Secretary, DHS

245 Murray Lane SW

Washington, DC 20528

Via U.S. Mail, First Class

U.S. Department of Homeland Security

245 Murray Lane SW

Washington, DC 20528

Via U.S. Mail, First Class

Pamela Bondi, Attorney General

950 Pennsylvania Avenue NW

Washington, DC 20530

Via U.S. Mail, First Class

U.S. Attorney's Office, Eastern District of Pennsylvania

615 Chestnut Street, Suite 1250

Philadelphia, PA 19106

Via U.S. Mail, First Class

Respectfully submitted,

/s/ Robert Bond, Esq.

Robert Bond, Esq.

PA Bar ID: 308371

Law Offices of Robert Bond, LLC

11880 Bustleton Ave #206

Philadelphia, PA 19116

Phone: (215) 240-7565

Email: Rbond@phillylawcenter.com

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA
CIVIL ACTION**

ADILET AKMATBEKOV,

Petitioner,

v.

Case No. _____

JL JAMISON, WARDEN, Federal Detention Center,
Philadelphia, in his official capacity;
FIELD OFFICE DIRECTOR, Philadelphia
ERO Field Office, in his official capacity;
TODD LYONS, Acting Director, U.S.
Immigration and Customs Enforcement, in
his official capacity; MARKWAYNE MULLIN,
Secretary, U.S. Department of Homeland
Security, in his official capacity; U.S.
DEPARTMENT OF HOMELAND SECURITY;
PAMELA BONDI, Attorney General of the
United States, in her official capacity,

Respondents.

[PROPOSED] ORDER

AND NOW, this _____ day of _____, 2026, upon consideration of the Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2241, filed by Petitioner, ADILET AKMATBEKOV and any response thereto, it is hereby ORDERED as follows:

1. Petitioner's Petition for Writ of Habeas Corpus is GRANTED.
2. Respondents shall RELEASE Petitioner from custody immediately, subject to reasonable conditions of supervision as this Court may impose.
3. In the alternative, if the Court does not order immediate release, Respondents shall provide Petitioner with a bond hearing before an Immigration Judge within fourteen (14) days of the date of this Order, at which the Government shall bear the burden of justifying continued detention by clear and convincing evidence.

4. Respondents are ENJOINED from reclassifying Petitioner under 8 U.S.C. § 1225(b)(2) or otherwise altering his detention classification to circumvent this Order.

5. Respondents are ENJOINED from transferring Petitioner outside this judicial district pending final resolution of this matter.

6. The Clerk of Court shall serve this Order on all parties via CM/ECF.

SO ORDERED.

United States District Judge