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9 UNITED STATES DISTRICT COURT  
10 SOUTHERN DISTRICT OF CALIFORNIA

11 PAPE IBRA FALL,  
12 Petitioner,  
13 v.  
14 JEREMY CASEY, Warden, Otay Mesa  
Detention Center, *et al.*,  
15 Respondents.

Case No. 26-cv-02347-DMS-BJW

**RESPONDENTS' MOTION TO  
VACATE ORDER  
REQUIRING RESPONSE**

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18 On April 13, 2026, Petitioner, a national and citizen of Senegal, filed a petition  
19 for writ of habeas corpus pursuant to 28 U.S.C. § 2241 in which he challenges the length  
20 of his detention by Immigration and Customs Enforcement (ICE). ECF No. 1. Petitioner  
21 is subject to an order of removal that became final on December 25, 2025. The San  
22 Diego Field Office of ICE Enforcement and Removal Operations (ERO) has obtained  
23 a travel document authorizing Petitioner's travel to Senegal, and ERO has scheduled  
24 Petitioner for a removal flight to occur no later than **April 24, 2026**.<sup>1</sup> However, on April  
25 14, 2026, the Court issued an Order Requiring Response ("Order") in which the Court:  
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28 <sup>1</sup> Respondents respectfully note that the six-month "presumptively reasonable" detention period to affect Petitioner's removal has not lapsed as of the date of this filing. *See Zadvydas v. Davis*, 533 U.S. 678, 701 (2001).

1 (1) ordered Respondents to respond to the petition by April 22, 2026; (2) ordered  
2 Petitioner to file any reply by April 27, 2026; and (3) enjoined Respondents from  
3 transferring Petitioner outside of the Southern District of California pending a ruling on  
4 this matter. ECF No. 2.

5 Based on the foregoing, Respondents request that the Court: (1) vacate the  
6 portion of the Order enjoining transfer of the Petitioner outside of the Southern District  
7 of California; (2) confirm that Respondents are *not* precluded from removing Petitioner  
8 to Senegal during the pendency of this habeas action; and (3) require that Respondents  
9 provide a status to the Court by April 29, 2026.

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11 Dated: April 16, 2026

Respectfully submitted.

12 ADAM GORDON  
13 United States Attorney

14 *s/ Camille Savedra*  
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