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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

S.K., an adult,

Petitioner,

v.

JULIO HERNANDEZ, Seattle Field Office Director, Immigration and Customs Enforcement and Removal Operations ("ICE/ERO"); TODD LYONS, Acting Director of Immigration Customs Enforcement ("ICE"); U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT; MARKWAYNE MULLIN, Secretary of the Department of Homeland Security ("DHS"); U.S. DEPARTMENT OF HOMELAND SECURITY; and TODD BLANCHE, Acting Attorney General of the United States,

Respondents.

Case No. 3:26-cv-00774

DECLARATION OF COUNSEL IN SUPPORT OF UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE REPLY TO RESPONDENTS' RETURN TO PETITION FOR WRIT OF HABEAS CORPUS

I, Susan F. Wilk, declare:

1. I am an Assistant Federal Public Defender and counsel of record for S.K.

2. On April 20, 2026, S.K. filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. ECF 1. The Court held a status conference on April 22, 2026, and ordered the Respondents to file a Return by May 20, 2026. ECF 5. The Respondents' Return and a supporting declaration were filed on May 19, 2026. ECF 6. The Court subsequently ordered S.K. to file a reply by June 9, 2026. ECF 8.

3. The Respondents contend that 8 U.S.C. § 1252(g) "strips this Court of jurisdiction" to adjudicate S.K.'s petition; that the process that S.K. has received and will receive is sufficient to meet the demands of the Due Process Clause; and that S.K.'s remaining claims are moot. In counsels' considered judgment, an adequate reply to these contentions will require discovery and the submission of additional evidence. While counsel has endeavored to procure relevant declarations and other evidence and has otherwise acted with diligence, counsel requires a 30-day extension of time to complete the submission.

4. Respondents' counsel, Assistant United States Attorney John Brassell, is cooperating in the provision of discovery and represents that he has no objection to the requested extension.

5. This motion is made in good faith.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge, information and belief.

Dated: June 3, 2026.

s/ Susan F. Wilk
Susan F. Wilk, WA SBN 28250

s/ Kara A. Sagi
Kara A. Sagi, AZ SBN 032250