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8 **UNITED STATES DISTRICT COURT**
9
10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 SAMIR TALEBI,

12 Petitioner,

13 v.

14 TODD M. LYONS, *et al*,

15 Respondents.
16

Case No.: 26-cv-02642-BAS-JLB

RESPONSE TO PETITION

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20 Respondents, by and through counsel, hereby respond to the Petition for Writ of
21 Habeas Corpus. Undersigned counsel is unable to ascertain sufficient facts at this time to
22 establish that there is a significant likelihood of removal in the reasonably foreseeable
23 future. *See Zadvydas v. Davis*, 533 U.S. 678 (2001). Respondents therefore acknowledge
24 that Petitioner is entitled to be released from custody subject to conditions of supervision.
25 *See* 8 U.S.C. § 1231(a)(3); 8 C.F.R. § 241.13(h)(1); *Ba v. Lyons*, No. 25-cv-2871-CAB-
26 BJW, 2026 WL 218936, at *1 (S.D. Cal. Jan. 27, 2026) (“The habeas statute does not
27 empower courts to manage ICE supervision programs.”) (citing 28 U.S.C. § 2241(c)(3));
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1 *Khachikian v. Casey*, No. 25-cv-3737-GPC-JLB, ECF No. 13 (S.D. Cal. Jan. 13, 2026)
2 (“Ultimately, ICE has discretion to impose conditions on release.”).

3 DATED: May 5, 2026

ADAM GORDON
United States Attorney

5 *s/ Antonio Estrada*
6 ANTONIO ESTRADA
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