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7
8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 AZIZ MORADI RASHID,

11 Petitioner,

12 v.
13

14 MARKWAYNE MULLIN, *Secretary of*
the Department of Homeland Security; et
15 al.,

16 Respondent.
17
18

Case No.: 26-cv-02758-JO-MSB

**AMENDED RETURN TO
PETITION FOR WRIT OF
HABEAS CORPUS**

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20
21 Respondents, by and through counsel, hereby amend the previously filed Return to
22 the Petition for Writ of Habeas Corpus. ECF No. 6. Undersigned counsel is unable to
23 ascertain sufficient facts at this time to establish that there is a significant likelihood of
24 removal in the reasonably foreseeable future. *See Zadvydas v. Davis*, 533 U.S. 678
25 (2001). Respondents therefore acknowledge that Petitioner is entitled to be released from
26 custody subject to conditions of supervision. *See* 8 U.S.C. § 1231(a)(3); 8 C.F.R.
27 § 241.13(h)(1); *Ba v. Lyons*, No. 25-cv-2871-CAB-BJW, 2026 WL 218936, at *1 (S.D.
28 Cal. Jan. 27, 2026) (“The habeas statute does not empower courts to manage ICE

1 supervision programs.”) (citing 28 U.S.C. § 2241(c)(3)); *Khachikian v. Casey*, No. 25-
2 cv-3737-GPC-JLB, ECF No. 13 (S.D. Cal. Jan. 13, 2026) (“Ultimately, ICE has
3 discretion to impose conditions on release.”).

4 DATED: May 11, 2026

ADAM GORDON
United States Attorney

6 *s/Hunter V. Norton*
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