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Hon. Brenda K. Sannes
(filed via ecf)

**Escobar Clavijo v. Lyons, et al., 9:26-cv-1438**

Dear Judge Sannes:

I filed a habeas petition for Jonathan Escobar Clavijo, who was detained in a warrantless traffic stop on July 26, 2026. I believe there was no warrant prior to his arrest because there was no removal case and no Notice to Appear prior to his arrest. Respondents released Mr. Escobar Clavijo a few days after his arrest because they had no place to send him (he had to stay in the Northern District of New York.)

Mr. Escobar Clavijo is wearing an ankle bracelet and already had one ICE check-in, last week, which went without incident. I am requesting that the Court order:

1) That Petitioner not be re-detained without adequate notice to him and without an opportunity to be heard at a hearing where the Government will have the burden of showing that his detention is authorized under 8 USC 1226(a) and the burden to demonstrate by clear and convincing evidence that Petitioner is either a danger to the community or a flight risk; and

2) That pending the issuance of any final removal order against Petitioner, Respondents are enjoined from denying him bond in any subsequent proceeding on the basis that he must be detained pursuant to 8 U.S.C. § 1225(b), absent a change in relevant circumstances

If the Court needs further briefing on this request, I respectfully request a few days to provide that. Thank you.

Respectfully,

*s/Kathy Manley*
*Pro Bono Counsel for Petitioner*