U.S. Department of Justice
United States Attorney
Eastern District of Pennsylvania

John W. Scott
Direct Dial
Fax
E-mail Address

Assistant United States Attorney
(215) 861-8359
(215) 861-8618
John.Scott@usdoj.gov

615 Chestnut Street
Suite 1250
Philadelphia, Pennsylvania 19106-4476
(215) 861-8200

April 24, 2025

Via ECF
The Honorable Gerald J. Pappert
11614 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

Re: *Andranik Grigoryan v. Jamal L. Jamison, et al.,* Civil Action No. 2:25-cv-01389

Dear Judge Pappert,

In anticipation of the hearing scheduled for tomorrow morning, we write to address one factual issue raised in the Petitioner's supplemental declaration, submitted in conjunction with his Reply to Respondents' Opposition to Petitioner's Writ of Habeas Corpus and Motion for Preliminary Injunction, dated April 18, 2025 (ECF No. 23).

In Petitioner's supplemental declaration, he states: "On April 4, 2025, I got into an argument with my assigned cellmate" and that as a result "I was put in the [Special Housing Unit (SHU)] in the afternoon on Friday April 4, 2025, and I was kept in the SHU for the next 7, days until I was transferred back to Moshannon in the morning of Friday, April 11, 2025." Supplemental Declaration of Andranik Grigoryan, dated April 17, 2025, at ¶¶ 10-11. (ECF No. 23-2). He further alleges that when he was placed in the SHU he was without his medication for five days (April 4 to April 9). *See* ECF No. 23-2, ¶ 12.

At the time our office filed its papers on April 11, we had not been informed that the Petitioner had been in placed in the Special Housing Unit at the Federal Detention Center. We were not aware of this until receiving Petitioner's Reply. Upon learning of this allegation, however, our office reached out to the Federal Detention Center to investigate and understand what occurred.

We can now confirm that the Petitioner was indeed placed in the SHU in the evening of April 4, 2025, following a suspected altercation with two other ICE detainees. The nature of this altercation is under investigation. Petitioner remained in the SHU until he was transferred to Moshannon on April 11, 2025. Further, when he was moved to the SHU on the evening of April 4, his self-carry medication was not taken with him. His medication was, however, provided to him the next business day, April 7, 2025, and it was in his possession for the remainder of the time he was housed in the SHU. Accordingly, he was without his self-carry medication for two days (April 5 and 6).

In conjunction with this letter, the Government is filing a declaration of Lt. Ross Fisher, attesting to the above, as well as a supplemental declaration of David O'Neill. Counsel met and conferred earlier today, and the Government communicated its intention to file these additional declarations, responding to the issues raised in Petitioner's supplemental affidavit. We wanted to also bring to the Court's attention, however, to the extent the Court has any further questions for counsel at the hearing.

Respectfully submitted,

DAVID METCALF
United States Attorney

/s/ John W. Scott
JOHN. W. SCOTT
Assistant United States Attorney

cc. All Counsel of Record, *via email*