

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JONNY ANTONIO SERAQUIVE PAQUI,

Petitioner,

v.

25-CV-01029-LJV

JOSEPH FREDEN, in his official capacity as Field Office
Director, Buffalo Field Office, U.S. Immigration & Customs
Enforcement, et al.,

Respondents.

RESPONDENTS' RESPONSE TO ORDER TO SHOW CAUSE (ECF NO. 14)

The legal issues relating to converting the temporary restraining order ("TRO") into a preliminary injunction ("PI") and granting the Petition concern the same questions of statutory authority for U.S. Immigration and Customs Enforcement's ("ICE") detention of Petitioner that were argued on the TRO and in the motion to dismiss. While reserving all rights, including the right to appeal, Respondents submit this abbreviated response to the order to show cause (ECF No. 14) in lieu of an exhaustive responsive memorandum to preserve the legal issues and to conserve judicial and party resources.

Respondents acknowledge that this Court's prior ruling regarding the TRO controls with respect to deciding the PI and Petition. While Respondents respectfully disagree with the decisions, in the interest of judicial economy, and to expedite the Court's consideration of this matter, Respondents hereby rely upon and incorporate by reference the legal arguments presented in opposition to the TRO and in the motion to dismiss the Petition.

Should the Court prefer to receive a more exhaustive and fulsome opposition brief, Respondents respectfully request leave to file such a brief and will do so upon the Court's request.

Respectfully submitted,

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Rochester, New York