



U.S. Department of Justice

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November 21, 2025

The Honorable Elizabeth A. Wolford
Chief United States District Judge
Kenneth B. Keating Federal Building
100 State Street
Rochester, New York 14614

**Re: Ivonin v. Freden, et al.
25-CV-06673-EAW**

Dear Chief Judge Wolford:

Enclosed please find a Form I-94, Arrival/Departure Record for Mr. Ivonin issued for his last arrival to the United States, on November 19, 2017. The I-94 indicates his class of admission as "DA". DA stands for advanced parole.¹ Only arriving aliens are subject to parole, and thus Mr. Ivonin is an arriving alien.²

As this Court is aware from filings in other cases, the government is working expeditiously to respond to petitions involving detainees held pursuant to *Hurtado* and whom this Court has already held are being detained in violation of their rights. Mr. Ivonin is not one of those detainees. The government therefore respectfully requests that the typical 45-day timeframe to respond be followed in this case so that Mr. Ivonin's case be heard in its due time and other detainees—again, already deemed entitled to relief by this Court—not be delayed in having their case adjudicated by allowing Mr. Ivonin to "skip ahead."

¹ See Fiscal Year 2023 Report to Congress, U.S. Department of Homeland Security, April 3, 2024, at pg. 13; available at: https://www.dhs.gov/sites/default/files/2024-07/2024_0403_dmo_plcy_parole_requests_q4.pdf

² See, e.g., *Duarte v. Mayorkas*, 27 F.4th 1044, 1050 (5th Cir. 2022) ("[A]n alien returning to the country on advanced parole is ordinarily an 'arriving alien' . . ."); *Martinez v. Wolf*, No. 20-CV-23838, 2021 WL 8894497, at *6 (S.D. Fla. Sept. 29, 2021); *Singh v. Sepulveda*, No. C 08-00881 MHP, 2008 WL 2242215, at *1 (N.D. Cal. May 29, 2008).

Respectfully submitted,

MICHAEL DIGIACOMO
Acting United States Attorney
Western District of New York

BY: /s/ ADAM A. KHALIL
Assistant United States Attorney

Enc. – Form I-94, Arrival/Departure Record (1 page)

Respectfully submitted,

MICHAEL DIGIACOMO
Acting United States Attorney
Western District of New York

BY: /s/ ADAM A. KHALIL
Assistant United States Attorney

Respectfully submitted,

MICHAEL DIGIACOMO
Acting United States Attorney
Western District of New York

BY: /s/ ADAM A. KHALIL
Assistant United States Attorney

 For: **ROLAND IVONIN**



U.S. Customs and Border Protection
Securing America's Borders

Most Recent I-94

Note to employers, local, state or federal agency granting benefits:

Please visit the CBP I-94/I-95 Website and click on the tab for "Get Most Recent I-94/I-95" to perform a search for the applicant to confirm that the biographic and travel information displayed on this I-94/I-95 printout matches the "Get Most Recent I-94/I-95" returned results for this applicant. Reference the CBP I-94/I-95 Website FAQs.

Admission I-94 Record Number: 

Arrival/Issued Date: 2017 November 19

Class of Admission: DA

Admit Until Date: 2018 November 18

Details provided on the I-94 Information form:

Last/Surname: IVONIN

First (Given) Name: ROLAND

Birth Date: 1983 

Document Number: 

Country of Citizenship: Ukraine

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- ▶ Effective April 26, 2013, DHS began automating the admission process. An alien lawfully admitted or paroled into the U.S. is no longer required to be in possession of a preprinted Form I-94/I-95. A record of admission printed from the CBP website constitutes a lawful record of admission. See 8 CFR § 1.4(d).
 - ▶ What to do if someone requests your admission info: If an employer, local, state or federal agency requests admission information, present your admission (I-94/I-95) number along with any additional required documents requested by that employer or agency.
 - ▶ For security, close your browser after retrieving your I-94/I-95 number.