

**U.S. DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA**

(1) Kamronbek Nigmatov,	)	
	)	
Petitioner,	)	
-vs.-	)	Case No. CIV-25-1515-SLP
	)	
(1) Markwayne Mullin, Secretary,	)	
U.S. Department of Homeland	)	
Security, in her official capacity,	)	
et al.	)	
	)	
Respondents.	)	
	)	

PETITIONER'S MOTION TO ENFORCE WITH BRIEF IN SUPPORT

Petitioner respectfully moves this Court to enforce its prior judgment ordering Respondents to provide Petitioner with a bond hearing pursuant to 8 U.S.C. § 1226(a) or otherwise release him. The hearing that followed did not comply with the Court's order because the resulting custody order does not show that Petitioner received the lawful, individualized § 1226(a) bond hearing this Court required.

On March 4, 2026, this Court granted habeas relief in part and ordered Respondents to provide Petitioner with a bond hearing pursuant to 8 U.S.C. § 1226(a) within seven days, or otherwise release Petitioner if he did not receive a lawful bond hearing within that period. The Court also required Respondents to

certify compliance and, if a bond hearing was provided, to advise the Court of the outcome or attach the Immigration Judge's bond order.

A bond hearing was conducted and the Immigration Judge issued a decision on March 11, 2026. The order states: "Denied, because [a]fter hearing and considering the totality of the evidence before the Court, the Court denies bond based on its finding that Respondent presents a flight risk." Exhibit 1. The order contains no factual findings, no explanation of what evidence was credited, no discussion of why Petitioner allegedly presents a flight risk, and no reasoned basis from which this Court can determine whether the hearing complied with its order for a lawful § 1226(a) bond hearing.

That is not enough. The governing regulation provides that an Immigration Judge's custody redetermination decision shall be entered on the appropriate form and that the parties shall be informed orally or in writing of the reasons for the decision. 8 C.F.R. § 1003.19(f). The order here gives only a bare conclusion. It does not provide actual reasons. And because it provides no meaningful explanation, it does not permit this Court to determine whether Respondents complied with the Court's command to provide a lawful, individualized § 1226(a) hearing rather than a hearing in name only.

This motion does not ask the Court to reweigh the evidence or substitute its judgment for the Immigration Judge's discretionary assessment. Petitioner recognizes that 8 U.S.C. § 1226(e) limits judicial review of discretionary bond determinations. But § 1226(e) does not insulate noncompliance with this Court's

habeas judgment, nor does it bar review of whether the process ordered by this Court was actually provided. Here, Petitioner challenges the adequacy of compliance with this Court's order and the absence of any stated reasons sufficient to show that a lawful § 1226(a) hearing occurred.

The deficiency is especially significant because the Immigration Judge's order notes that a final order of removal had already been entered and that the hearing took place pursuant to this Court's order. That notation raises additional concern that the hearing may not have functioned as the genuine, individualized § 1226(a) custody determination the Court ordered. At minimum, the order does not dispel that concern.

Accordingly, Respondents have not shown compliance with the Court's requirement that Petitioner receive a lawful bond hearing under § 1226(a). The Court should therefore enforce its judgment and order prompt relief.

WHEREFORE, Petitioner respectfully requests that the Court:

- A. Order Petitioner's immediate release under appropriate conditions of supervision because Respondents did not provide the lawful bond hearing the Court previously ordered;

- B. Or, in the alternative, order Respondents to provide within five days a new bond hearing that complies with the Court's judgment and 8 C.F.R. § 1003.19(f), including a reasoned decision stating the grounds for any custody determination; and
- C. Grant such other and further relief as the Court deems just and proper.

s/Steven F. Langer
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ATTORNEY FOR PETITIONER

CERTIFICATE OF SERVICE

I certify that on the date below, I served this PETITIONER'S MOTION TO ENFORCE WITH BRIEF IN SUPPORT to counsel of record for Respondents through the CM/ECF system:

Cara Nicole Cobb
Assistant U.S. Attorney
United States Attorney's Office
Western District of Oklahoma
210 Park Avenue, Suite 400
Oklahoma City, OK 73102

Dated this 1st day of April 2026.

s/Steven F. Langer
STEVEN F. LANGER