UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
----------X
SHUO WANG,

Petitioner,

v.

Kenneth Genalo, in his official capacity as Acting Director of U.S. Immigration and Customs Enforcement and Removal Operations New York City Field Office; Kristi NOEM, in her official capacity as Secretary of Homeland Security; and Pamela BONDI, in her official capacity as Attorney General of the United States.

Case No. 1:25-cv-07018 (SJB)

Respondents.

----------X

NOTICE OF MOTION FOR ATTORNEY'S FEES AND EXPENSES PURSUANT TO THE EQUAL ACCESS TO JUSTICE ACT (EAJA)

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, the Declaration of Guofeng Li, Esq., and all prior pleadings and proceedings had herein, Petitioner Shuo Wang, by and through his undersigned counsel, will move this Court, before the Honorable Sanket J. Bulsara, United States District Judge, at the United States Courthouse for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, NY 11201, on a date and time to be determined by the Court, for an order:

1. **Awarding reasonable attorney's fees and other expenses to Petitioner** pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412.
2. Granting such other and further relief as this Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that the grounds for this motion are as

follows:

1. **Prevailing Party Status:** Petitioner is a prevailing party under 28 U.S.C. § 2412(d)(1)(B) because this Court granted his Emergency Petition for a Writ of Habeas Corpus on December 24, 2025, and subsequently enjoined Respondents from further detaining or removing him, thereby materially altering the legal relationship between the parties.
2. **Lack of Substantial Justification**: The position of the United States was not "substantially justified" within the meaning of 28 U.S.C. § 2412(d)(1)(A). The Court found the government's expansive interpretation of 8 U.S.C. § 1225 to be "inapplicable and inappropriate" and noted that such arguments have been rejected by hundreds of district court decisions.
3. **Eligibility:** Petitioner is an individual whose net worth did not exceed $2,000,000 at the time this civil action was filed.
4. **Timeliness**: This motion is timely filed within thirty days of the final judgment in this action.

Dated: January 5, 2026

Farmingdale, New York

Respectfully submitted,

/s/ *Guofeng Li*
Guofeng Li, Esq.
VIP Law Group PC
855 Conklin Street, Suite S
Farmingdale, NY 11735
Tel: (516) 808-6266
Email: lawyerli.chris@gmail.com
Attorney for Petitioner