U.S. Department of Justice

United States Attorney

Eastern District of Pennsylvania

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January 27, 2026

VIA ELECTRONIC MAIL
The Honorable Nitza I. Quiñones Alejandro
United States District Court for the
Eastern District of Pennsylvania
James A. Byrne United States Courthouse
601 Market Street, Room 8613
Philadelphia, Pennsylvania 19106-1797
Chambers_of_Judge_Quinones@paed.uscourts.gov

Re: *Nasimov v. Jamison, et al.,*
No. 2:25-cv-07420-NIQA
Bond Hearing

Dear Judge Quiñones Alejandro:

The government respectfully requests leave to keep the petitioner in this matter, Mumar Nasimov, at Moshannon Valley Processing Center ("Moshannon") so that he may participate in his ongoing removal proceedings.

The Court has ordered that Mr. Nasimov must return to the Federal Detention Center. *See* ECF No. 14. However, Mr. Nasimov currently is in removal proceedings before the Elizabeth, New Jersey-based Executive Office of Immigration Review ("EOIR"). His next listing in those proceedings is scheduled for February 5, 2026.

As explained in the attached declaration from Joseph J. Roache, the Assistant Field Office Director for U.S. Immigration and Customs Enforcement's ("ICE") Enforcement and Removal Operations ("ERO") in Philadelphia: (1) for Mr. Nasimov to attend an immigration-court hearing, he must be detained within a facility on EOIR's "detained docket"; (2) virtual hearings are not permitted from FDC-Philadelphia; and (3) if a detainee remains at the FDC, his removal proceedings cannot proceed, which would "result[] in indefinite detention." *See* Ex. 1 at ¶¶ 1-5.

Accordingly, for Mr. Nasimov to attend his immigration court hearings, he must remain detained at Moshannon, as this facility is on the "detained docket" under EOIR's jurisdiction.

Undersigned counsel has discussed the present request with Mr. Nasimov's counsel. It is undersigned counsel's understanding that Mr. Nasimov's counsel does not support this request and will be submitting a separate filing.

Respectfully submitted,

DAVID METCALF
United States Attorney

/s/ Peter Carr
Peter Carr
Assistant United States Attorney

cc: All counsel of record

DECLARATION OF JOSEPH ROACHE

I hereby declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the following is true and correct:

I am the Assistant Field Office Director, Non-Detained & Alternatives to Detention for the U.S. Department of Homeland Security ("DHS"), Immigration and Customs Enforcement (“ICE”), Enforcement and Removal Operations (“ERO”), and make this declaration based upon information and belief derived from an inspection of DHS records and my own personal knowledge of this case.

1. This detainee is currently in removal proceedings before the Executive Office of Immigration Review (EOIR) based in Elizabeth, New Jersey.
2. For him to attend his immigration court hearings, he must be detained within a facility on the “detained docket” under EOIR.
3. According to ERO’s agreement with FDC Philadelphia, virtual hearings are not permitted from that facility.
4. My understanding is that FDC Philadelphia generally prohibits all virtual hearings, including criminal matters.
5. If a detainee is transferred back to FDC Philadelphia or prohibited from being transferred out of FDC Philadelphia, his removal proceedings would be unable to proceed, resulting in indefinite detention.

Dated: 1/26/2026

Joseph Roache,
Assistant Field Office Director
U.S. Immigration and Customs Enforcement
Enforcement and Removal Operations
Philadelphia, Pennsylvania

JOSEPH J ROACHE

Digitally signed by JOSEPH J ROACHE
Date: 2026.01.26 09:43:32 -05'00'