

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

**NIZAM UDDIN,
PETITIONER,**

V.

**KRISTI NOEM, ET. AL.
RESPONDENTS.**

NO. 3:26-CV-00004-KC

RESPONSE TO COURT'S SHOW CAUSE ORDER

Respondents respectfully respond to the Court's Order to Show Cause regarding the notice required by the Court's January 15, 2026 Order.

Respondents acknowledge that the Court ordered a notice confirming compliance by January 22, 2026 and that the Court did not receive that notice by the deadline. During this period, Respondents were managing a significant volume of time-sensitive matters with overlapping court-ordered deadlines, and responsibility for filing the compliance notice in this case was inadvertently overlooked. This omission was not intentional.

Substantively, Respondents complied with the Court's January 15, 2026 Order. A bond hearing was held on January 22, 2026, at which an immigration judge granted bond in the amount of \$7,500. Ex. A, Bond Order. The immigration judge did not issue a detailed oral or written decision but noted, consistent with the immigration court's general practice, that while danger to the community cannot be mitigated through bond, flight risk may be mitigated by the imposition of a higher bond amount. Petitioner does not have a significant criminal history, and therefore it appears the bond amount was set to address flight-risk concerns.

Petitioner has not yet posted the bond and therefore remains in custody at this time.

Respondents take the Court's concerns seriously and have addressed internal tracking procedures to ensure timely compliance with future court-ordered filings. Respondents respectfully submit that the missed filing resulted from an administrative oversight during an unusually heavy workload, not from bad faith or disregard of the Court's authority.

Respondents respectfully request that the Court find this response sufficient to show cause.

Dated: January 26, 2026

Respectfully submitted,

Justin R. Simmons
United States Attorney

By: /s/ Adrian Acosta
Adrian Acosta
Assistant United States Attorney
Texas Bar No. 24097275
700 E. San Antonio, Ste. 2000
El Paso, Texas 79901
(915) 534-6555
(210)384-7312 (fax)
Adrian.Acosta@usdoj.gov

Attorneys for Federal Respondents