U.S. Department of Justice

United States Attorney
Eastern District of New York

271-A Cadman Plaza East
Brooklyn, New York 11201

February 11, 2026

By ECF

Honorable Hector Gonzalez
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Ndiaye v. Francis, et al.*
Civil Action No. 26-cv-00069 (HG)

Dear Judge Gonzalez:

This letter is respectfully submitted behalf of Respondents LaDeon Francis, Acting Field Office Director, Immigration and Customs Enforcement ("ICE"), Kristi Noem, Secretary of Homeland Security, and Pamela Bondi, United States Attorney General, in accordance with Your Honor's Order dated February 9, 2026, which clarified the Court's Order dated January 14, 2026, to provide that Petitioner "is entitled to release from the unlawful restrictions on his liberty which means, in the circumstances here, restoration of . . . the status quo ante." (quoting *Khabazha v. United States Immigr. & Customs Enf't*, No. 25-cv-5279, 2025 WL 3281514, at *8 (S.D.N.Y. Nov. 25, 2025)). The government was directed to file a letter by 5:00 p.m. today updating the Court on its compliance with the clarified Order.

ICE has advised that Petitioner is scheduled to report to the Bronx ISAP (Intensive Supervision Appearance Program) office tomorrow for termination of the ankle monitor.

Thank you for Your Honor's consideration of this submission.

Respectfully submitted,

JOSEPH NOCELLA
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Attorney for Respondents

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