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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

SUREN MANOUKYAN

Case No.: '26CV0721 BJC DDL

Petitioner,

v.

Warden, Imperial Regional Detention
Facility, KRISTI NOEM, Secretary,
U.S. Department of Homeland
Security, TODD LYONS, Acting
Director, Immigration and Customs
Enforcement, FIELD OFFICE
DIRECTOR, ICE Enforcement and
Removal Operations, Los Angeles, and
DOES 1-10, in their official capacities,

Respondents.

NOTICE OF MOTION AND MOTION
TO EXPEDITE CONSIDERATION
OF PETITION FOR WRIT OF
HABEAS CORPUS

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Please take notice that Petitioner SUREN MANOUKYAN hereby moves
this Court for an order expediting consideration and requiring an accelerated

1 response to the Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. §
2 2241.

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4 This Motion is based on this Notice, the accompanying Memorandum of
5 Points and Authorities, the Declaration of Counsel, all pleadings and papers on file
6 in this action, and such further argument as the Court may permit.
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8 **MEMORANDUM OF POINTS AND AUTHORITIES**

9 **I. INTRODUCTION**

10 1. Petitioner Suren Manoukyan is currently detained at the Imperial Regional
11 Detention Facility in Calexico, California following re-detention by U.S.
12 Immigration and Customs Enforcement (“ICE”). Petitioner has been subject to a
13 final order of removal for approximately fifteen (15) years, yet the Government has
14 been unable to effectuate his removal during that time. Petitioner previously spent
15 several months in ICE detention following completion of his criminal sentence and
16 has now accumulated well over six (6) months of immigration detention in total
17 without removal being reasonably foreseeable.
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21 2. Under *Zadvydas v. Davis*, 533 U.S. 678 (2001), post-removal-order
22 detention exceeding six months is presumptively unreasonable where there is no
23 significant likelihood of removal in the reasonably foreseeable future. Petitioner’s
24 continued detention, despite the Government’s longstanding inability to deport
25 him, raises serious constitutional concerns and warrants immediate judicial review.
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1 3. Absent expedited consideration, Petitioner will continue to suffer irreparable
2 harm through ongoing civil detention that no longer serves a legitimate
3 immigration purpose, prolonged separation from his U.S.-citizen family. Because
4 this Petition concerns unlawful continued detention rather than the underlying
5 removal order, prompt adjudication is necessary to safeguard Petitioner's
6 constitutional liberty interests.
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9 **II. LEGAL STANDARD**

10 District courts possess inherent authority to manage their dockets and
11 expedite proceedings where justice so requires. See, e.g., *Landis v. North American*
12 *Co.*, 299 U.S. 248, 254–55 (1936).
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14 Habeas petitions challenging ongoing physical detention are particularly
15 appropriate for expedited review because “[t]he writ of habeas corpus is a
16 fundamental instrument for safeguarding individual freedom against arbitrary and
17 lawless state action.” *Harris v. Nelson*, 394 U.S. 286, 290–91 (1969).
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20 **III. GOOD CAUSE EXISTS FOR EXPEDITED REVIEW**

21 **A. Petitioner's Prolonged Post-Removal-Order Detention Requires** 22 **Immediate Judicial Review** 23

24 Petitioner has been subject to a final removal order since 2011, yet the
25 Government has been unable to effectuate removal for over fifteen years. During
26 that period, Petitioner lived in the community under ICE supervision without
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1 incident and consistently complied with all reporting requirements. Despite this
2 history of compliance and the Government's inability to deport him, ICE re-
3 detained Petitioner in January 2026.
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5 Petitioner has now accumulated immigration detention exceeding the six-
6 month presumptively reasonable period recognized in *Zadvydas v. Davis*. The
7 Government's longstanding inability to remove Petitioner demonstrates that
8 removal is not reasonably foreseeable, rendering continued detention
9 constitutionally suspect. Each additional day of confinement constitutes ongoing
10 irreparable harm and underscores the need for expedited judicial review.
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13 **B. The Issues Presented Are Narrow and Capable of Prompt Resolution**

14 The Petition raises discrete legal and factual questions regarding:
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- 16 • The statutory and constitutional basis for continued detention;
17 • ICE's failure to deport him; and
18 • Petitioner's entitlement to release or a prompt neutral custody hearing.
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20 These issues do not require extensive discovery and are appropriate for
21 accelerated briefing and adjudication.
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23 **C. No Prejudice to Respondents**

24 Respondents are represented by the United States Attorney and routinely
25 respond to habeas petitions on shortened timelines. Expedited consideration will
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1 not prejudice Respondents and serves the public interest in lawful and
2 constitutional detention practices.

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4 **D. Expedited Review Is Necessary to Prevent Mootness and Irreparable**
5 **Harm**

6 Without expedited consideration, Petitioner faces the risk of continued
7 indefinite detention or potential removal before this Court can adjudicate the
8 legality of his custody. Either outcome would irreparably prejudice Petitioner's
9 constitutional rights and undermine the purpose of habeas corpus review. Courts
10 routinely recognize that challenges to ongoing physical detention warrant
11 accelerated consideration to prevent unjustified deprivation of liberty.
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14 **IV. REQUESTED RELIEF**

15 Petitioner respectfully requests that the Court:
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- 17 1. Order Respondents to file a response to the Petition for Writ of Habeas
18 Corpus within 7 days of the Court's order (or such shorter period as the
19 Court deems appropriate); and
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21 2. Set this matter for prompt consideration following the filing of Respondents'
22 response.
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1 Date: February 4, 2026

2 Respectfully submitted,
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5 /s/ Sarah Hacobian

6 Sarah R. Hacobian, Esq.
7 Attorney for Petitioner
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EXHIBT A

DECLARATION OF SARAH R. HACOBIAN, ESQ.

I, **Sarah R. Hacobian, Esq.**, declare as follows:

1. I am an attorney licensed to practice in the State of California and am counsel of record for Petitioner in this matter. I make this declaration based upon my personal knowledge and review of the case file, and if called as a witness, I could and would competently testify to the matters stated herein.
2. Petitioner is currently detained at the Imperial Regional Detention Facility located in Calexico, CA
3. Petitioner's continued detention has resulted in ongoing hardship, including separation from family and interference with Petitioner's ability to effectively pursue pending immigration proceedings
4. This Motion is made in good faith and for the purpose of obtaining prompt judicial review of the lawfulness of Petitioner's continued detention.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: February 4, 2026

Respectfully submitted,

By: /s/ Sarah Hacobian
Sarah R. Hacobian, Esq.
Attorney for Petitioner

PROOF OF SERVICE

I am over the age of eighteen and not a party to this action. My business address is
440 Western Ave. Suite 205 Glendale, CA 91201.

On February 5, 2026, I served the foregoing **NOTICE OF MOTION AND
MOTION TO EXPEDITE CONSIDERATION OF PETITION FOR WRIT
OF HABEAS CORPUS** on the following by [CM/ECF electronic filing and/or
U.S. Mail / Certified Mail / email]:

U.S. Attorney – Southern District of CA
880 Front Street
San Diego, CA 92101

Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530-0001

ICE Enforcement and Removal Operations (ERO)
San Diego Field Office
880 Front Street
San Diego, CA 92101

Facility Director
Imperial Regional Detention Facility
1572 Gateway Road
Calexico, CA 92231

Secretary, U.S. Department of Homeland Security
2707 Martin Luther King Jr. Ave SE
Washington, DC 20528

Warden, Imperial Regional Detention Facility
1572 Gateway Road
Calexico, CA 92231

1
2 Acting Director, U.S. Immigration and Customs Enforcement
3 500 12th Street SW
4 Washington, DC 20536

5 Field Office Director
6 ICE Enforcement and Removal Operations
7 San Diego Field Office
8 880 Front Street
9 San Diego, CA 92101

10 I declare under penalty of perjury under the laws of the United States of America
11 that the foregoing is true and correct.
12

13 Executed on February 5, 2026 at Glendale, CA.

14 /s/ Sarah Hacobian

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16 Sarah Hacobian
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