UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

Riky Morales Lopez, Petitioner, v. Todd Blanche, Attorney General, United States Department of Justice, Markwayne Mullin, Secretary, U.S. Department of Homeland Security, Todd M. Lyons, Acting Director of Immigration and Customs Enforcement, Respondents.	Case No.0:26-cv-01429 (JRT/JFD) **DECLARATION OF JOSHUA J. RISSMAN IN SUPPORT OF MOTION TO ENFORCE ORDER GRANTING PETITION FOR WRIT OF HABEAS CORPUS AND FOR CONTEMPT**

I, Joshua J. Rissman, declare and state as follows:

1. I am a partner at Gustafson Gluek PLLC and make this declaration on its behalf.

2. I submit this declaration in support of the Motion to Enforce Order Granting Petition for Writ of Habeas Corpus and for Contempt. I have personal knowledge of the matters set forth in this declaration, and, if called as a witness, I could testify to the matters set forth in this declaration.

3. I declare under penalty of perjury that everything I have stated in this document is true and correct.

4. Petitioner is currently and indefinitely detained at the Sherburne County jail.

5. Counsel for Respondents and I met and conferred on the phone Friday August 14, 2026. We exchanged several emails before and after that phone call. After understanding Respondents position, I twice implored counsel for Respondents to release Petitioner to avoid this motion, as their position is utterly baseless.

6. The following positions were memorialized over email and can be made available to the Court.

7. Respondents confirmed that the misdemeanor charges are not a material change in circumstances that to or are relevant to the re-detention.

8. Respondents stated their position was the subsequent *Avila* v. *Bondi* decision from Eighth Circuit, and ICE obtaining a warrant this time, was the material change in circumstances that allowed them to redetain Petitioner under 1225(b)(2).

9. Respondents were unaware of any cases where a Petitioner with a successful habeas petition was re-detained under these circumstances.

10. Attached as Exhibit 1 is a true and correct copy of Petitioner guilty plea in Dakota County Court.

11. Attached as Exhibit 2 is a true and correct copy of the 1-200 Warrant served on Petitioner.

12. Attached as Exhibit 3 is a true and correct copy of Petitioner and his wife's "Bona Fide Determination Status." The notice states that Petitioner is the primary Applicant and that "the evidence demonstrates [Petitioner's] Form I-918, Supplement A petition for U nonimmigrants status is bona fide, and that they warrant a favorable exercise of discretion to have employment authorization and deferred action."

Dated: August 17, 2026

Respectfully submitted,

/s/ Joshua J. Rissman
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