

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

ADHANOM DEBRU TESHAMARIAM,

Petitioner,

v.

KRISTI NOEM, et al.,
Respondent.

Civil Action No. 1: 26-cv-363-DAE

Immigration No. A



**PETITIONER'S RESPONSE TO THE COURT'S
ORDER FOR ADDITIONAL BRIEFING**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Petitioner ADHANOM DEBRU TESHAMARIAM ("Mr. Tesfamariam"), and by and through his undersigned Counsel, hereby responds to the Court's March 30, 2026 Order for Additional Briefing. Petitioner responds to each of the issues identified by the Court as follows:

I. At the time of Petitioner's entry to the United States in January 2018, was Petitioner apprehended by immigration authorities? If so, how long was he detained and when was he released? Was he released prior to the issuance of the removal order on May 23, 2018?

Petitioner will respond to each of the Court's questions in turn. Firstly, Petitioner was apprehended by immigration authorities upon his entry to the United States in approximately January 2018. *See* ECF 1-3 at 1, 3, 6, 18, 31. This is evidenced by all the immigration documents, to include the Notice to Appear, Record of Credible Fear Interview, Form I-589, removal order, and Notice of Release reflecting Petitioner's address as the Otay Mesa Detention Center. *See* ECF 1-3 at 1, 3, 6, 13, 16, 18, 31.

Secondly, Petitioner was detained from the time he entered the United States on January 10, 2018, until February 1, 2019, when he was released from ICE Custody on a \$1,500 bond issued by

DHS. *See* ECF 1-3 at 1, 3, 6, 13-16; ECF 5-1 at ¶¶ 4-13. The Declaration of Supervisory Detention and Deportation Officer Omar Gomez, included with the Government/Respondent's Response in Opposition to Petitioner's Writ of Habeas Corpus reflects that ERO did not release Petitioner until February 1, 2019. *See* ECF 5-1 at ¶ 13.

Thirdly, Petitioner was not released prior to the issuance of the removal order on May 23, 2018. *See* ECF 1-3 at 13-16; ECF 5-1 at ¶¶ 4-13. Again, the Declaration from the Supervisory Detention and Deportation Officer reflects that ERO continued to recommend detention while attempting to secure travel documents post-removal order until February 1, 2019. *See* ECF 5-1 at ¶¶ 11-13.

Additionally, the May 23, 2018 removal order shows that the Immigration Judge was sitting at the Otay Mesa Detention Center, which is located at 7488 Calzada De La Fuente, San Diego, CA 92154. *See* ECF 1-3 at 16.

II. It appears to the Court that Petitioner was detained after the initial entry of his removal order on May 23, 2018. Is that so? If Petitioner was detained, how long was he detained for? Was he detained until February 1, 2019?

As stated above, Petitioner was detained upon his initial entry into the United States on January 10, 2018. *See* ECF 1-3 at 1, 3, 6, 13-16, 18, 31; ECF 5-1 at ¶¶ 4-13. He remained detained through his removal proceedings, when the order of removal was entered on May 23, 2018, and many months after the entry of the order while ERO attempted to obtain travel documents for him and were ultimately unsuccessful. *See* ECF 1-3 at 1, 3, 6, 13-16, 18, 31; ECF 5-1 at ¶¶ 4-13.

Petitioner was then released from detention on February 1, 2019. *See* ECF 1-3 at 13-15; ECF 5-1 at ¶ 13. Petitioner was re-detained on December 15, 2026, following a planned enforcement action conducted by ICE near his home and is still in detention unlawfully. *See* ECF 1 at ¶ 11; 1-2; 5-1 at ¶ 22.

DATE: April 6, 2026.

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CERTIFICATE OF SERVICE

By my signature below, I hereby certify that on this day, I served a true and correct copy of the above and foregoing *Petitioner's Response to the Court's Order for Additional Briefing*, as well as any and any/all attachments thereto, on Counsel for Respondents by serving the same by filing the same using the Court's CM/ECF system and/or via email to the U.S. Attorney's Office for the Western District of Texas to the following email address:

United States Attorney
USATXS.CivilNotice@usdoj.gov

/s/John Bray
LEAD COUNSEL FOR PETITIONER

DATE: April 6, 2026.