IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

VOLODYMYR KHUDYI,

Petitioner,

v. Case No. 26-3030-JWL

CRYSTAL CARTER, Warden, FCI-Leavenworth; TODD LYONS, Acting Director, U.S. Immigration and Customs Enforcement; KRISTI NOEM, Secretary, U.S. Department of Homeland Security; and PAM BONDI, U.S. Attorney General,

Respondents.

RESPONDENTS' FIRST NOTICE OF SUPPLEMENTAL AUTHORITY

Pursuant to District of Kansas Rule 7.1(f), Respondents submit as supplemental authority *Avila v. Bondi*, --- F.4th ----, 2026 WL 819258, at *1-6 (8th Cir. Mar. 25, 2026). *Avila* constitutes yet another Circuit-level decision supporting the United States' interpretation of 8 U.S.C. §§ 1225 and 1226. *Avila* is consistent with *Buenrostro-Mendez v. Bondi*, 166 F.4th 494 (5th Cir. 2026). *See Avila*, 2026 WL 819258, at *3 ("[W]e agree with the Fifth Circuit that the ordinary meanings of the phrases 'applicant for admission' and 'seeking admission' are the same."). *Avila* thus supports the arguments presented by Respondents in response to the Habeas Petition. *See, e.g.,* ECF 5 at 15-19.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on March 25, 2026, I electronically filed the foregoing with the Clerk of the Court by uploading it to the CM/ECF system which will send a notice of electronic filing to all parties and counsel of record receiving CM/ECF notifications in this case, including:

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