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9 UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

10 Bui Tu Tan,

11 Petitioner,

12 v.

13 Todd Blanche, Acting United States
14 Attorney General, *et al.*,¹

15 Respondents.
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Case No. 2:26-cv-00412-CDS-NJK

Motion for Status Hearing

23 ¹ Pursuant to Fed. R. Civ. P. 25(d), Acting U.S Attorney Todd Balance is now substituted for Pamela Bondi.

1 Petitioner Bui Tu Tan, through counsel, requests this Court schedule a status
2 hearing for Respondents to provide the Court and Petitioner's counsel with
3 information regarding his current whereabouts.

4 On February 17, 2026, Mr. Tan filed a pro se Petition for Writ of Habeas
5 Corpus and concurrent Application to Proceed in District Court without Prepaying
6 Fees or Costs (shortform), and a Motion for the Appointment of Counsel. ECF Nos.
7 1, 1-1, 2. On February 19, 2026, this Court appointed the Federal Public Defender
8 to represent him, set filing deadlines, and specifically ordered that Respondents not
9 transfer Mr. Tan out of the district except to effectuate a lawful deportation. ECF
10 No. 4. Mr. Tan's Amended Petition is currently due on April 13, 2026.

11 On Monday, March 2, 2026, counsel contacted Nevada Southern Detention
12 Center (NSDC) Officer Rodriguez to schedule a video visit with Mr. Tan. Officer
13 Rodriguez advised that Mr. Tan was no longer at the facility and had been released
14 on March 1, 2026. A search of the online detainee locator system showed "zero
15 results." Counsel searched both by A-Number and by biographical information, with
16 a date-of-birth provided by NSDC, and even various possible misspellings of Mr.
17 Tan's name. Additionally, the Henderson jail, which sometimes houses immigration
18 detainees, was searched with negative results. Counsel continued to check the
19 online detainee locator system at periodic intervals that day and the following day,
20 with no change in results.

21 AFD Sylva Irvin also assisted undersigned counsel's efforts to continue
22 searching for Mr. Tan's location. On the evening of March 3, 2026, Ms. Irvin
23 checked the online detainee locator system. At that time, the results showed that

1 Mr. Tan had been moved to the facility in Florence, Arizona. However, the following
2 morning, on March 4, 2026, when undersigned counsel searched the online detainee
3 locator system, the search returned “zero results” for Mr. Tan.

4 On March 4, 2026, counsel again checked the detainee locator system—again,
5 by both biographical information and by A-number. Again, all searches returned
6 “zero results.”

7 On March 12, 2026, this Court held a Status Conference. During that
8 hearing, Respondents, represented by AUSA Christian Ruiz, informed both this
9 Court and counsel that Mr. Tan was detained in Louisiana. This Court then entered
10 an Order directing Respondent to provide counsel with facility contact information
11 by noon the following day, March 13, 2026. ECF No. 11. This Court also granted Mr.
12 Tan’s first motion for extension of time. ECF No. 13.

13 On March 19, 2026, AUSA Ruiz notified counsel that Mr. Tan was deported
14 on March 17, 2026. Mr. Ruiz further advised that he requested documentation of
15 the removal and would provide it when available. Counsel has continued to follow
16 up with Respondents for this documentation. On April 7, 2026, a paralegal in
17 Respondents’ counsels’ office advised that he did not have any documentation
18 regarding Mr. Tan’s removal. To date, undersigned counsel has not received any
19 documentation to confirm Mr. Tan’s removal.

20 Counsel is presently unaware of Mr. Tan’s location. It appears he may have
21 been deported. Accordingly, counsel asks this Court to schedule a status hearing
22 and enter an order requiring Respondents to provide the Court and Petitioner’s
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1 counsel with information regarding Mr. Tan's current whereabouts or confirm
2 whether he was deported.

3 Dated: April 13, 2026.

4 Respectfully submitted,

5 Rene L. Valladares
6 Federal Public Defender

7 /s/ Lisa C. Brunner
8 Lisa C. Brunner
9 Assistant Federal Public Defender
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