U.S. Department of Justice

United States Attorney
Eastern District of New York

271 Cadman Plaza East
Brooklyn, New York 11201

May 27, 2026

BY ECF
Honorable Nina R. Morrison
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Soriano Torres v. Noem, et al.*, No. 26-cv-1475 (Morrison, J.)

Dear Judge Morrison:

This Office represents the Respondents in this habeas case, in which Petitioner Noe Joel Soriano Torres previously challenged his detention by U.S. Immigration and Customs Enforcement ("ICE"). *See* ECF No. 1.

On March 17, 2026, the Court, *inter alia*, granted Petitioner's habeas petition, ordered that he be released, and further ordered that "Respondents are ENJOINED from re-detaining Petitioner, absent prior authorization of this Court and without notice and an opportunity to be heard at a pre-deprivation bond hearing, at which Respondents will bear the burden of showing that his detention is authorized under 8 U.S.C. § 1226(a)." *See* ECF No. 7. Petitioner was released from custody on March 17, 2026, in compliance with the Court's order. *See* ECF No. 8.

As Petitioner noted in a letter filed earlier today, a pre-deprivation bond hearing before an Immigration Judge has now been scheduled for 8:30 a.m. on Monday, June 1, 2026. *See* ECF No. 10. Petitioner intends to appear at the hearing with counsel. *See id.*

Respondents note that the Court's March 17 order requires "prior authorization of this Court" before Respondents may re-detain Petitioner. Accordingly, Respondents respectfully request that the Court confirm whether, in the event Petitioner is ordered detained by the Immigration Judge in connection with the June 1, 2026 bond hearing, Respondents may re-detain Petitioner pursuant to 8 U.S.C. § 1226(a).

Thank you for the Court's time and consideration of this matter.

Respectfully submitted,

JOSEPH NOCELLA, JR.
United States Attorney

By: */s/ Kimberly A. Francis*
KIMBERLY A. FRANCIS
Assistant U.S. Attorney
(718) 254-6147
kimberly.francis@usdoj.gov

cc: Xavier A. Palacios, Esq.
Counsel for Petitioner