UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

I.T., a minor, by and through Next Friend, B.V.T.R., and Z.T., a minor, by and through Next Friend, B.V.T.R.,

Plaintiff-Petitioners,

v.

ROBERT F. KENNEDY, JR. in his official capacity as Secretary of Health and Human Services; ANGIE SALAZAR, in her official capacity as Acting Director of the Office for Refugee Resettlement; ALEX ADAMS, in his official capacity as Assistant Secretary of the Administration for Children and Families; LORRAINE M. SANCHEZ, in her official capacity as Acting President and CEO of Cayuga Centers; U.S. Department of Health and Human Services; U.S. Office of Refugee Resettlement; Administration for Children and Families; Cayuga Centers

Defendant-Respondents.

Civil Case No.: 1:26-cv-02563

PLAINTIFF-PETITIONERS' EMERGENCY MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

Pursuant to Fed. R. Civ. P., Rule 65 (a) and (b), Plaintiff-Petitioners move for a preliminary injunction, or in the alternative, a temporary restraining order, directing the Defendant-Respondents to release from their custody forthwith IT, a [redacted] year-old child, and ZT, a [redacted] year-old child, to the care of their mother, BVTR.

As detailed in the attached memorandum and in the Plaintiff-Petitioners' Petition for a Writ of Habeas Corpus and Complaint for Injunctive and Declaratory Relief, IT and ZT have been in the custody of the Office of Refugee Resettlement ("ORR") for approximately 220 days. The Defendant-Respondents' prolonged detention and separation of these children from their biological mother violate their constitutional, statutory, and regulatory rights, constituting irreparable harm. Each day that IT and ZT remain in Defendants-Respondents' custody, they continue to suffer trauma and harm to their emotional, developmental, psychological, and educational wellbeing, with significant relational and attachment consequences. And now, with only a day of warning, counsel for IT and ZT has learned that instead of imminently releasing the children to their mother, ORR will be moving the children to another facility, potentially farther from their mother.

WHEREFORE, the Plaintiff-Petitioners respectfully request that the Court issue a preliminary injunction, or in the alternative, a temporary restraining order, ordering the Defendant-Respondents to release IT and ZT from detention immediately, without restraints on their liberty, and to place them in the custody of their mother, BVTR.

Dated: March 28, 2026

Respectfully submitted,

By: /s/ Jay Holtmeier

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