IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

****

Sanket I. Sargara Petitioner/Plaintiff, v. Jamal Jamison, Warden Philadelphia Federal Detention Center 700 Arch Street Philadelphia, Pennsylvania 19106, Markwayne Mullin, Secretary Department Of Homeland Security 2801 Nebraska Avenue, NW Washington, DC 20528 John Rife, Acting Field Office Director: US Department Of Homeland Security, Immigration And Customs Enforcement (ICE) Enforcement And Removal Operations (ERO) 114 N. 8th Street, 3rd Floor Philadelphia, Pennsylvania 19107 Todd M Lyons, Acting Director US Immigration and Customs Enforcement (ICE) 500 12th Street, SW Washington, DC 20536 et. al. Respondents/Defendants.	: :	No. :Agency Number (#[redacted])

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Petition For Habeas Corpus

INTRODUCTION:

Sanket I. Sargara, Petitioner/Plaintiff (hereinafter "Petitioner"/ "Plaintiff") by and through Counsel, Sandra Greene, Esquire, hereby petitions this Court to order

Respondents/Defendants to release Petitioner/Plaintiff from civil immigration detention in compliance with his rights under the Fifth Amendment for the reasons set forth below. Petitioner/Plaintiff requests that this Court compel the Respondents/Defendants to release Petitioner/Plaintiff immediately or, in the alternative, provide Petitioner with a bond hearing without further delay as his current detention constitutes re-detention after prior release without a change in circumstances or prior notice. Additionally, his re-detention is not justified under the legal fiction that he remains at the border seeking his first entry. The Plaintiff/Petitioner seeks habeas relief to protect his clear liberty interests.

The circumstances presented require immediate release or conduct of a prompt bond hearing to alleviate the unreasonable infringement upon the Petitioner/Plaintiff's liberty interests by the Respondents, Jamal Jamison, Philadelphia Federal Detention Center; Markwayne Mullin, Secretary, US Department Of Homeland Security; John Rife Acting Field Office Director for the Philadelphia District of the Department of Homeland Security, (hereinafter "D.H.S"); and Todd Lyons, Acting Director, Immigration and Customs Enforcement, et. al, in violation of Petitioner/Plaintiff's rights under the Fifth Amendment.

I. PRELIMINARY STATEMENT

A. Petitioner/Plaintiff:

1. Petitioner/Plaintiff is Sanket I. Sargara, a native and citizen of India who entered the United States without inspection at an unspecified location on or about September 10, 2024. The Petitioner/Plaintiff is detained at the

Philadelphia Federal Detention Center in Philadelphia, Pennsylvania awaiting completion of his removal proceedings.

2. The Petitioner/Plaintiff's removal proceedings were pending before the Philadelphia /immigration Court.

B. Respondents/Defendants:

3. Jamal Jamison, Respondent, Warden of the Philadelphia Federal Detention Center, 700 Arch Street, Philadelphia, Pennsylvania 19106, runs the facility which is under contract with the Department of Homeland Security to detain aliens such as the Petitioner. At all times relevant to this complaint, Respondent was acting within the scope and course of his position as Warden of the Philadelphia Federal Detention Center. He is sued in his official capacity.

3. Respondent, Markwayne Mullin, is Secretary of the US Department of Homeland Security, 2801 Nebraska Avenue, NW, Washington, DC 20528. The agency sets, directs, and enforces US immigration detention policy. At all times relevant to this complaint, Respondent was acting within the scope and course of his position as Secretary of the Department of Homeland Security. He is sued in his official capacity.

4. John Rife, Respondent, Acting Field Office Director, Enforcement and Removal Operations of the Philadelphia Office Of Immigration and Customs Enforcement (ICE), a division of the Department of Homeland Security. In its management and oversight capacity of the immigration detention system in the Philadelphia area, the Field Office Director exercises control over and is a custodian of immigration detainees held at the Philadelphia Federal Detention

Center as the agency has contracted with the Philadelphia Federal Detention Center to house aliens, including the Petitioner, pending resolution of their respective removal related legal matters. At all times relevant to this complaint, Respondent was acting within the scope and course of his position as an ICE employee. He/she is sued in his official capacity.

5. Respondent, Todd Lyons, is Acting Director Immigration and Customs Enforcement. Respondent Lyons is responsible for ICE's policies, practices and procedures, including those relating to the detention of immigrants. Respondent Lyons is one of Petitioner/Plaintiff's legal custodians. At all times relevant to this complaint, Respondent Lyons was acting within the scope and course of his position as an ICE official. He is sued in his official capacity.

6. Petitioner is detained because the Respondents assert that he is subject to removal as a non- citizen in violation of 212(a)(6)(A)(i) and 212(a)(7)(A)(i)(I) of the Immigration and Nationality Act, as amended, in that he is an alien present in the United States without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General, and as an alien not in possession of valid, unexpired entry documents as required by regulations issued by the Attorney General.

7. The Notice To Appear issued by Respondent, Immigration and Customs Enforcement against Respondent on or about November 16, 2024 does not classify the Respondent as an arriving alien.

8. Respondent ICE is responsible for the criminal and civil enforcement of immigration laws, including the detention and removal of aliens in removal

proceedings and other migrants/immigrants. ICE is also responsible for the criminal and civil enforcement of immigration laws, including the detention and removal of migrants/immigrants. Enforcement and Removal Operations, hereinafter ERO, is the division within ICE that manages and oversees the immigration enforcement system. Defendant ICE is one of Plaintiff's legal custodians.

II. JURISDICTION

9. This Court has jurisdiction to consider this petition pursuant to 28 USC Section 2241 et. seq., (habeas jurisdiction); 28 USC Section 1331 (federal question), 28 USC Section 1346(original jurisdiction), 28 USC 1361 (mandamus jurisdiction).

and Article 1, Section 9 clause 2 of the Constitution of the United States (suspension clause), as Petitioner/Plaintiff is currently held in the custody of the Respondents in violation of the Constitution, laws or treaties of the United States.

III. VENUE

10.Venue lies in the United States District Court for the Eastern District of Pennsylvania in that Petitioner/Plaintiff is detained by the Respondent, Jamal Jamison, Warden whose office is located in Philadelphia, Pennsylvania, a location that falls within the judicial district of the Eastern District of Pennsylvania. 28 USC Section 2242. Further, Respondents/Defendants, by and through their agents, perform official duties within this District. 28 USC Section 1391(b).

11. Petitioner/Plaintiff asserts that he has exhausted his administrative remedies to the extent required by law when he appeared at his check in appointment and that his only remaining remedy is by way of this judicial action as Respondents refuse to comply with the law. As such, further efforts of exhaustion would be futile.

12. No prior petition for a writ of habeas corpus has been filed by the Petitioner/Plaintiff with respect to the detention and restraint complained of herein or in regard to any other detention or restraint.

13. The Respondent/Defendants have interpreted the law to preclude conduct of a bond hearing for Petitioner/Plaintiff due to the alleged operation of the decision issued by the Board of Immigration Appeals in ***Matter of Hurtado, 29 I&N Dec.***

216 (BIA 2025) and ***Matter of Q Li,29 I&N Dec. 66 (BIA 2025)***, even as against non-citizens such as the Petitioner/Plaintiff not classified as arriving aliens.

STATEMENT OF FACTS

14. The Petitioner/Plaintiff is Sanket I. Sargara, born on or about [redacted] in Nadiad, Gujarat, India, India to Daxaben I. Sargara, his mother and Ishwarbhai Sargara, his father. He is currently 25 years old.

15.The Petitioner/Plaintiff entered the United States on or about September 10, 2024 and was subsequently encountered and detained by immigration authorities. His detention appears to have occurred in Texas as the NTA originated from the Conroe, Texas ERO office.

16. The documents available for Counsel's review upon preparing this petition are heavily redacted so she concedes that representations regarding Mr. Sangara's detention may need to be revised later.

17. It appears that Mr. Sargara was initially placed into expedited proceedings, but was granted a credible fear interview.

18. Subsequently, Mr. Sargara was placed into full removal proceedings rather than asylum only proceedings and charged with removal as indicated above. The matter was placed on the detained docket of the Conroe, Texas Immigration Court as of November 20, 2024.

19. Thereafter, Mr. Sargara was released from detention on parole in or about January 2025 and venue in the removal proceedings was changed to Philadelphia, Pennsylvania.

20. Upon release, Mr. Sargara resided and worked in the Reading, Pennsylvania area and was under an obligation to report periodically to his local agency office.

21. During the period of his release, Mr. Sargara acquired no violations of his conditions of release or criminal infractions.

22. Mr. Sargara appeared at a regular check in on or about April 27, 2027 and was detained without notice or assertion that he violated any of his conditions of release

23. The Petitioner is being held as a non-citizen subject to mandatory detention , 8 USC Section 1226(c), and deemed ineligible for release on bond at a hearing conducted by an immigration judge due to the Board's decision in Matter of Hurtado (supra).

24. There has been no individualized determination that Mr. Sargara's continued detention is necessary.

25. Were Mr Sargara not deemed to be prohibited from bond due to the Hurtado decision, he would otherwise make an excellent candidate for release on bond under the traditional bond criteria as his release does not constitute a danger to the community and does not present a significant risk if flight. Matter of Guerra, 24 I&N Dec. 37, 40 (BIA 2006)

26. Petitioner/Plaintiff has had no criminal encounters with law enforcement during his residence in the United States, has a certain and specified address where he would live if released from detention, engaged in consistent and lawful employment during his residence, has a pending and viable application for asylum relief that has not been pretermitted as frivolous and has a US citizen sponsor willing to provide assistance with his compliance with conditions of release.

27. Petitioner/Plaintiff was in full compliance with his conditions of release that ICE imposed when he was released in or about January 2025.

28. There has been no change in circumstances sufficient to warrant Petitioner/Plaintiff's re-detention.

29. The Petitioner/Plaintiff contends that the circumstances under which the Respondents/Defendants detained him are injurious to both his legal and liberty interests.

30. Federal courts have noted that the position taken by the Executive Office For Immigration Review and the Respondents/Defendants to withdraw bond jurisdiction goes against decades of established law that permitted individuals not classified as arriving aliens to secure bond (See, ***AILA: BIA's Decision Ignores Decades of Precedent…, AILA Doc.No25090839, 09/08/2025***)

31. In view of the Respondents/Defendants' unwavering refusal to comply with the longstanding interpretation of law regarding individuals not classified as arriving aliens as well as its decision to subject the Petitioner/Plaintiff to re-detention without any showing of sufficient change in circumstances to warrant re-detention, Mr. Sargara's only option for relief is through the instant habeas action.

IV. CONSTITUTIONAL CONSIDERATIONS

32. Petitioner/Plaintiff, as a person who resides in the US and as a person whose liberty has been restricted by government action, is clearly entitled to seek redress for violation of his constitutional rights, including his right to due process. [***Plyer v. Doe***, 457 US 202 (1987); ***Landon v. Plascencia***, 459 US 21 (1982)]

33. The due process clause of the fifth amendment provides that "no person shall be...deprived of life, liberty or property without due process of law." [See, US Constitution Amendment V.] An alien's liberty interests are clearly at stake when he is subject to detention by the INS. [See, ***Doherty v. Thornburgh***, 943 F. 2d 204, 208 (2nd Cir. 1991)(cert. dismissed, ***Doherty v. Barr*** , 503 US 901 (1992)) finding that:" ...the private interest affected is St. John's liberty interest, which is of the highest constitutional import." ***Leader v. Blackman***, 744 F. Supp. 500 , 509(S D N Y , 1990)

34. While federal courts have generally upheld, under specified circumstances, the Respondents' right to detain aliens awaiting deportation, [See, ***Demore v. Kim***, 538 US 510 (2003)], it must be remembered that detention is not to serve a punitive purpose and should not be "excessive in relation to the regulatory goal Congress sought to achieve." ***US v. Salerno*****,** 481 US 739, 747 (1987)

35. The provisions of the fifth amendment also encompass the procedural right to present one's claims at a meaningful time and in a meaningful manner, prior to the deprivation of liberty. ***Matthews v. Eldridge,*** 424 US 319 (1976) The process that is due depends on the private interest affected by the official action, the risk of erroneous deprivation of the interest, the value of additional or substitute procedural safeguards, and the government's interests, including fiscal and administrative burdens that additional or substitute procedural requirements would impose. Id.

36. Federal courts in this district have acknowledged that immigration parole is

a legal status with legal consequences that can't be trampled upon at the government's whim. Nosirov v. Rife, 26-cv-01534, [(E.D. Pa. 04/01/2026 – Perez, J.)

37. Importantly, Judge Perez noted in Nosirov (supra) that "…civil detention may be permissible, but only when it is tied to a sufficient justification and accompanied by constitutionally adequate process." (Id at page 12 of 17)

COUNT I
Violation of Due Process

38. Petitioner hereby re-alleges the content of all paragraphs above as though fully set forth herein.

39. Mr. Sargara's continued detention without immediate release or conduct of a bond hearing on the merits of whether his release would constitute a danger to the community or a significant flight risk following his unlawful re-detention after release demonstrates that the Petitioner/Plaintiff's constitutional right to due process has been violated without good or justifiable cause.

40. Petitioner/Plaintiff asserts that the Respondents/Defendants are admittedly aware of the circumstances upon which they were permitted to lawfully re-detain Mr. Sargara or assert that he is subject to mandatory detention despite not classifying him as an arriving alien, but have chosen to ignore the requirements of applicable law to the detriment of his legal rights.

41. The only measure available to protect the Petitioner/Plaintiff's due process rights is immediate release or conduct of a bond hearing on the merits of the Respondent/Defendants establishment at a bond hearing that he is subject to mandatory detention and their showing, by clear and convincing evidence, that his release would constitute a danger to the community nor an unreasonable risk of flight.

42. Respondent/Defendants are aware that adequate remedies are available and could permit conduct of a bond hearing for Mr. Sargara or release him immediately.

43. Petitioner/Plaintiff asserts that his immediate release would be in the public interest given the Respondent/Defendant's deliberate disregard of the law regarding re-detention of individuals such as Mr. Sargara without a showing of a change of circumstances that warranted re-detention.

44. Additionally, as the Respondents/Defendants' interpretation of applicable law prevents conduct of a bond hearing on the merits for Petitioner/Plaintiff, this Court has the authority to order conduct of such a bond hearing in view of the ongoing violation of Mr. Sargara's right to due process.

45. Governmental compliance with Constitutional mandates is among the grounds upon which a prisoner can be ordered released from custody. Brown v. Plata, 563 US 493, 511 (US)

46. The Petitioner/Plaintiff's continued immigration detention is rightly viewed as unconstitutionally punitive to the detriment of his life, health and safety as the availability of bond authority by immigration judges is available under existing law.

47. The Petitioner/Plaintiff's continued detention is also cruel and unusual given the Respondents/Defendants deliberate disregard of the clear requirements sufficient to authorize re-detention of Mr. Sargara.

PRAYER

WHEREFORE, based upon the foregoing, Petitioner/Plaintiff prays for relief, and asks the Court to:

1. Assume jurisdiction over this matter.

2. Issue a writ of habeas corpus, directed to Respondents/Defendants ordering them to release the Petitioner/Plaintiff immediately, on his own recognizance or, in the alternative,

3. conduct a bond hearing on the merits upon the setting of a reasonable bond due to a finding that the Petitioner/Plaintiff's continued detention violates his right to due process, such release delayed only upon performance of procedures to protect public safety;

4. Enter a determination that the Respondent/Defendant's continued detention of the Petitioner/Plaintiff without immediate with applicable law violates the Due Process Clause;

5. Order Respondent/Defendant Todd Lyons, Director of ICE and John Rife, Respondent Philadelphia Field Office Director to immediately determine whether Mr. Sargara warrants immediate release on his own recognizance or a money bond as a matter of within the agency's own bond discretion.;

6. Award Petitioner costs and reasonable attorney's fees under the Equal Access

To Justice Act, 5 USC Section 504/ 28 USC Section 2412 or under any other basis available by law; and

7. Award any other relief that the Court deems just and appropriate.

Respectfully,

Sandra Greene, Esquire
PO Box 3836
York, PA 17402
(717) 755-8188
Sandralgreene998@cs.com

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT PENNSYLVANIA

****

Sanket Sargara :
Petitioner/Defendant, :
:
v. :
: No. [redacted]
Jamal Jamison, Warden; :
Philadelphia Federal Detention Center, et. al.
:
Respondents. :

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Writ Of Habeas Corpus

TO: Jamal Jamison, Warden, Philadelphia Federal Detention Center and John Rife, Acting Philadelphia Field Office Director (ERO), Department of Homeland Security; and Todd Lyons, Director, ICE

YOU ARE HEREBY COMMANDED that the body of Sanket Sargara, restrained of his liberty, be brought by you together with a return stating the time and cause of his detention, before a Judge of the United States District Court for the Eastern District of Pennsylvania on the day of , 2026 at o'clockam/pm, to do and receive all further directions which the said Judge shall then and there consider and make in that behalf.

Witness, the Honorable , Judge of this Court at this day of , 2026.

Clerk

Writ Allowed: , 2026

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

****

Sanket Sargara	:	
Petitioner/Plaintiff,	:	
	:	
v.	:	
	:	No.
Jamal Jamison, Warden;	:	A# [redacted]
Philadelphia Federal Detention Center et. al.	:	
Respondents.	:	

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Order To Show Cause

Upon the petition for Writ of Habeas Corpus filed herein, it is ORDERED, this day of , 2026. by the United States District Court for the Eastern District of Pennsylvania, that the Respondents show cause, if any they may have, on or before the day of 2026, why a Writ of Habeas Corpus should not be issued as prayed;

IT IS FURTHER ORDERED AND DECREED that the Respondents serve upon Petitioner's Counsel, by mail, a copy of their respective answers to this rule.

IT IS FURTHER ORDERED AND DECREEED that the Petitioner shall serve upon the Respondents a true and correct copy of this Order. The clerk is directed to furnish Petitioner with a copy of this Order and of the Petition for the purpose of making such service.

United States District Judge

J.

Certificate of Service

I hereby certify that I caused to be served upon the Respondents a true and correct copy of this document by certified mail, postage prepaid at the following addresses on April 28, 2026:

Jamal Jamison, Warden,
Philadelphia Federal Detention Center
700 Arch Street
Philadelphia, PA 19106

Markwayne Mullin, Secretary
US Department of Homeland Security
2801 Nebraska Avenue, NW
Washington, DC 20528

Todd Lyons, Acting Director
Immigration and Customs Enforcement
500 12th Street, SW
Washington, DC 20536

John Rife, Acting Philadelphia Field Office Director
(ERO) US DHS
114 N. 8th Street, 3rd Floor
Philadelphia, PA 19107

US Attorney
US Department of Justice
615 Chestnut Street, #1250
Philadelphia, PA 19106

Respectfully,

Sandra Greene, Esquire

Verification

I hereby certify that I am the attorney of record listed herein the foregoing action. All the facts stated in this document are true and correct to the best of my knowledge, information and belief and I understand that false statements are made subject to the penalties for perjury.

Respectfully,

Sandra Greene, Esquire
PO BOX 3836
York, PA 17402
(717) 755-8188
Sandralgreene998@cs.com

JS 44 (Rev. 04/21)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

I. (a) PLAINTIFFS

Sanket Sargara

(b) County of Residence of First Listed Plaintiff Philadelphia
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys *(Firm Name, Address, and Telephone Number)*

Sandra Greene,reeneFitzgerald Advocates, PO Box 3836, York, PA 17402, 717-324-4269

DEFENDANTS

Jamal Jamisin, Warden, et. al

County of Residence of First Listed Defendant Philadelphia
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys *(If Known)*

US Attorney, 615 Chestnut Street, Philadelphia, PA 19106, 215-861-8200

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question *(U.S. Government Not a Party)*
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity *(Indicate Citizenship of Parties in Item III)*

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff and One Box for Defendant)*

(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	☐ 1	☐ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☐ 2	Incorporated *and* Principal Place of Business In Another State	☐ 5	☐ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

Click here for: Nature of Suit Code Descriptions.

CONTRACT
- ☐ 110 Insurance
- ☐ 120 Marine
- ☐ 130 Miller Act
- ☐ 140 Negotiable Instrument
- ☐ 150 Recovery of Overpayment & Enforcement of Judgment
- ☐ 151 Medicare Act
- ☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans)
- ☐ 153 Recovery of Overpayment of Veteran's Benefits
- ☐ 160 Stockholders' Suits
- ☐ 190 Other Contract
- ☐ 195 Contract Product Liability
- ☐ 196 Franchise

REAL PROPERTY
- ☐ 210 Land Condemnation
- ☐ 220 Foreclosure
- ☐ 230 Rent Lease & Ejectment
- ☐ 240 Torts to Land
- ☐ 245 Tort Product Liability
- ☐ 290 All Other Real Property

TORTS

PERSONAL INJURY
- ☐ 310 Airplane
- ☐ 315 Airplane Product Liability
- ☐ 320 Assault, Libel & Slander
- ☐ 330 Federal Employers' Liability
- ☐ 340 Marine
- ☐ 345 Marine Product Liability
- ☐ 350 Motor Vehicle
- ☐ 355 Motor Vehicle Product Liability
- ☐ 360 Other Personal Injury
- ☐ 362 Personal Injury - Medical Malpractice

PERSONAL INJURY
- ☐ 365 Personal Injury - Product Liability
- ☐ 367 Health Care/ Pharmaceutical Personal Injury Product Liability
- ☐ 368 Asbestos Personal Injury Product Liability

PERSONAL PROPERTY
- ☐ 370 Other Fraud
- ☐ 371 Truth in Lending
- ☐ 380 Other Personal Property Damage
- ☐ 385 Property Damage Product Liability

CIVIL RIGHTS
- ☐ 440 Other Civil Rights
- ☐ 441 Voting
- ☐ 442 Employment
- ☐ 443 Housing/ Accommodations
- ☐ 445 Amer. w/Disabilities - Employment
- ☐ 446 Amer. w/Disabilities - Other
- ☐ 448 Education

PRISONER PETITIONS

Habeas Corpus:
- ☒ 463 Alien Detainee
- ☐ 510 Motions to Vacate Sentence
- ☐ 530 General
- ☐ 535 Death Penalty

Other:
- ☐ 540 Mandamus & Other
- ☐ 550 Civil Rights
- ☐ 555 Prison Condition
- ☐ 560 Civil Detainee - Conditions of Confinement

FORFEITURE/PENALTY
- ☐ 625 Drug Related Seizure of Property 21 USC 881
- ☐ 690 Other

LABOR
- ☐ 710 Fair Labor Standards Act
- ☐ 720 Labor/Management Relations
- ☐ 740 Railway Labor Act
- ☐ 751 Family and Medical Leave Act
- ☐ 790 Other Labor Litigation
- ☐ 791 Employee Retirement Income Security Act

IMMIGRATION
- ☐ 462 Naturalization Application
- ☐ 465 Other Immigration Actions

BANKRUPTCY
- ☐ 422 Appeal 28 USC 158
- ☐ 423 Withdrawal 28 USC 157

INTELLECTUAL PROPERTY RIGHTS
- ☐ 820 Copyrights
- ☐ 830 Patent
- ☐ 835 Patent - Abbreviated New Drug Application
- ☐ 840 Trademark
- ☐ 880 Defend Trade Secrets Act of 2016

SOCIAL SECURITY
- ☐ 861 HIA (1395ff)
- ☐ 862 Black Lung (923)
- ☐ 863 DIWC/DIWW (405(g))
- ☐ 864 SSID Title XVI
- ☐ 865 RSI (405(g))

FEDERAL TAX SUITS
- ☐ 870 Taxes (U.S. Plaintiff or Defendant)
- ☐ 871 IRS—Third Party 26 USC 7609

OTHER STATUTES
- ☐ 375 False Claims Act
- ☐ 376 Qui Tam (31 USC 3729(a))
- ☐ 400 State Reapportionment
- ☐ 410 Antitrust
- ☐ 430 Banks and Banking
- ☐ 450 Commerce
- ☐ 460 Deportation
- ☐ 470 Racketeer Influenced and Corrupt Organizations
- ☐ 480 Consumer Credit (15 USC 1681 or 1692)
- ☐ 485 Telephone Consumer Protection Act
- ☐ 490 Cable/Sat TV
- ☐ 850 Securities/Commodities/ Exchange
- ☐ 890 Other Statutory Actions
- ☐ 891 Agricultural Acts
- ☐ 893 Environmental Matters
- ☐ 895 Freedom of Information Act
- ☐ 896 Arbitration
- ☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision
- ☐ 950 Constitutionality of State Statutes

V. ORIGIN *(Place an "X" in One Box Only)*

☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District *(specify)* ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing ***(Do not cite jurisdictional statutes unless diversity)***:
28 USC 2241

Brief description of cause:
Re-Detention of alien in removal proceedings, no change of circumstance, not an arriving alien

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A **CLASS ACTION** UNDER RULE 23, F.R.Cv.P.

DEMAND $

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE _____ DOCKET NUMBER _____

DATE
04/28/2026

SIGNATURE OF ATTORNEY OF RECORD
Sandra Greene

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DESIGNATION FORM

Place of Accident, Incident, or Transaction: Philadelphia, Pennsylvania

RELATED CASE IF ANY: Case Number:_____ Judge:_____

1. Does this case involve property included in an earlier numbered suit? Yes ☐
2. Does this case involve a transaction or occurrence which was the subject of an earlier numbered suit? Yes ☐
3. Does this case involve the validity or infringement of a patent which was the subject of an earlier numbered suit? Yes ☐
4. Is this case a second or successive habeas corpus petition, social security appeal, or pro se case filed by the same individual? Yes ☐
5. Is this case related to an earlier numbered suit even though none of the above categories apply? If yes, attach an explanation. Yes ☐

I certify that, to the best of my knowledge and belief, the within case ☐ **is** / ☑ **is not** related to any pending or previously terminated action in this court.

Civil Litigation Categories

A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts)
- ☐ 2. FELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Wage and Hour Class Action/Collective Action
- ☐ 6. Patent
- ☐ 7. Copyright/Trademark
- ☐ 8. Employment
- ☐ 9. Labor-Management Relations
- ☐ 10. Civil Rights
- ☒ 11. Habeas Corpus
- ☐ 12. Securities Cases
- ☐ 13. Social Security Review Cases
- ☐ 14. Qui Tam Cases
- ☐ 15. Cases Seeking Systemic Relief ***see certification below***
- ☐ 16. All Other Federal Question Cases. *(Please specify)*:_____

B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☐ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury (*Please specify*):_____
- ☐ 7. Products Liability
- ☐ 8. All Other Diversity Cases: *(Please specify)*_____

I certify that, to the best of my knowledge and belief, that the remedy sought in this case ☐ **does** / ☑ **does not** have implications beyond the parties before the court and ☐ **does** / ☑ **does not** seek to bar or mandate statewide or nationwide enforcement of a state or federal law including a rule, regulation, policy, or order of the executive branch or a state or federal agency, whether by declaratory judgment and/or any form of injunctive relief.

ARBITRATION CERTIFICATION (CHECK ONLY ONE BOX BELOW)

I certify that, to the best of my knowledge and belief:

☒ Pursuant to Local Civil Rule 53.2(3), this case is not eligible for arbitration either because (1) it seeks relief other than money damages; (2) the money damages sought are in excess of $150,000 exclusive of interest and costs; (3) it is a social security case, includes a prisoner as a party, or alleges a violation of a right secured by the U.S. Constitution, or (4) jurisdiction is based in whole or in part on 28 U.S.C. § 1343.

☐ None of the restrictions in Local Civil Rule 53.2 apply and this case is eligible for arbitration.

NOTE: A trial de novo will be by jury only if there has been compliance with F.R.C.P. 38.

A

Content may be subject to confidentiality provisions/disclosure restrictions under U.S. law
Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 3 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U.S. DEPARTMENT OF HOMELAND SECURITY

NOTICE TO ALIEN ORDERED REMOVED/DEPARTURE VERIFICATION

A-File No: [redacted]
Date: 09/11/2024

Alien's name: SARGARA SANKET ISHWARBHAI

You have been found to be inadmissible to the United States under the provisions of section 212(a) of the Immigration and Nationality Act (Act) or deportable under the provisions of section 237 of the Act as a Visa Waiver Pilot Program violator. In accordance with the provisions of section 212(a)(9) of the Act, you are prohibited from entering, attempting to enter, or being in the United States

- ☒ For a period of 5 years from the date of your departure from the United States as a consequence of your having been found inadmissible as an arriving alien in proceedings under section 235(b)(1) or 240 of the Act.
- ☐ For a period of 10 years from the date of your departure from the United States as a consequence of your having been ordered removed in proceedings under any section of the Act other than section 235(b)(1) or 240, or of being ordered excluded under section 236 of the Act in proceedings commenced prior to April 1, 1997.
- ☐ For a period of 20 years from the date of your departure from the United States as a consequence of being found inadmissible and being previously excluded, deported, or removed from the United States.
- ☐ At any time because in addition to being found inadmissible, you have been convicted of a crime designated as an aggravated felony.

After your removal has been effected, you must request and obtain permission from the Secretary of Homeland Security to reapply for admission to the United States during the period indicated. You must obtain such permission before commencing your travel to the United States. Application forms for requesting permission to reapply for admission may be obtained by contacting any United States Consulate or U.S. Department of Homeland Security office. Refer to the above file number when requesting forms or information.

WARNING FOR ALL REMOVED ALIENS: It is a crime under Title 8 United States Code, Section 1326, for an alien who has been removed from the United States to enter, attempt to enter, or be found in the United States without the Secretary of Homeland Security's express consent. Depending on the circumstances of the removal, conviction for this crime can result in imprisonment of a period of from 2 to 20 years and/or a fine up to $250,000.

SPECIAL NOTICE TO SEX OFFENDERS: Federal Law requires a convicted sex offender, including an alien who has been removed from or otherwise departed the United States and subsequently returns, to register in each jurisdiction in the United States in which he or she resides, is employed, or is a student. Violation of this requirement can result in prosecution and imprisonment for up to 10 years under Title 18 United States Code, Section 2250.

[redacted]	Border Patrol Agent	TUCSON, ARIZONA
(Signature of officer serving warning)	(Title of officer)	(Location of DHS Office)

(b)(6) (b)(7)(C)

Verification of Removal

(Complete this section for file copy only)

Departure Date	Port of Departure	Manner of Departure
Signature of Verifying Officer	Title of Officer	

[redacted]

Photograph of Alien

[redacted]

(Signature of alien whose fingerprint and photograph appear above)

[redacted]

(Signature of official taking fingerprint)

DHS Form I-296 (1/12)

Page 1 of 1

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 4 of 56
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U .S. Department of Homeland Security

Notice and Order of Expedited Removal

DETERMINATION OF INADMISSIBILITY

Event No: [redacted]

File No: [redacted]

Date: September 11, 2024

In the Matter of: SARGARA SANKET ISHWARBHAI

Pursuant to section 235(b)(1) of the Immigration and Nationality Act (Act), (8 U.S.C. 1225(b)(1)), the Department of Homeland Security has determined that you are inadmissible to the United States under section(s) 212(a) ☐ (6)(C)(i); ☐ (6)(C)(ii); ☒ (7)(A)(i)(I); ☐ (7)(A)(i)(II); ☐ (7)(B)(i)(I); and/or ☐ (7)(B)(i)(II) of the Act, as amended, and therefore are subject to removal, in that:

1. You are not a citizen or national of the United States;

2. You are a native of INDIA and a citizen of INDIA ;

3. You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act;

4. to wit, on or about September 10, 2024, you illegally entered the United States at or near LUKEVILLE, AZ and were not inspected by an Immigration Officer.

(b)(6) (b)(7)(C)

Border Patrol Agent
Name and title of immigration officer (Print)

[redacted]
Signature of immigration officer

ORDER OF REMOVAL
UNDER SECTION 235(b)(1) OF THE ACT

Based upon the determination set forth above and evidence presented during inspection or examination pursuant to section 235 of the Act, and by the authority contained in section 235(b)(1) of the Act, you are found to be inadmissible as charged and ordered removed from the United States.

(b)(6) (b)(7)(C)

Border Patrol Agent
Name and title of immigration officer (Print)

[redacted]
Signature of immigration officer

ACTING/PATROL AGENT IN CHARGE
Name and title of supervisor (Print)

[redacted]
Signature of supervisor, if available

☐ Check here if supervisory concurrence was obtained by telephone or other means (no supervisor on duty).

(b)(6) (b)(7)(C) **CERTIFICATE OF SERVICE**

I personally served the original of this notice upon the above-named person on 09/11/2024
(Date)

[redacted]
Signature of immigration officer

Border Patrol Agent

Form I-860 (Rev. 08/01/07)

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 5 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U .S. Department of Homeland Security

Notice and Order of Expedited Removal

ACKNOWLEDGEMENT

I acknowledge receipt of this notification Refused to Sign

Signature of alien

Form I-860 (Reverse)

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 6 of 56
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DEPARTMENT OF HOMELAND SECURITY
U.S. Customs and Border Protection

ALIEN INITIAL HEALTH INTERVIEW QUESTIONNAIRE

ALIEN INFORMATION				
Alien's Name *(Last, First, MI)* SANKET ISHWARBHAI, SARGARA				A-Number (if any) [redacted]
Age 23	Date of Birth [redacted]	Gender M	Country of Citizenship INDIA	
Agent/Officer Name *(Last, First, MI)* [redacted] (b)(6) (b)(7)(C)				Event Number [redacted]
Agent/Officer: Are you able to communicate with the Alien? ☒ Yes ☐ No				Date Completed 09/10/2024

ALIEN HEALTH BACKGROUND			
	ALIEN RESPONSE		AGENT/OFFICER OBSERVATION
	Yes	No	Additional detail as appropriate
1. Do you have a history of or current medical or mental health issues?	☐	☒	
2. Are you taking any prescription medications? If yes, do you have it with you?	☐	☒	
3. Do you have any allergies? (e.g. food, medicine)	☐	☒	
4. Are you a drug user?	☐	☒	
FEMALES ONLY			
5. Are you pregnant? If yes, how many months?	☐	☐	
6. Are you nursing?	☐	☐	

ALIEN HEALTH INTERVIEW			
If answered or observed "Yes" to any of the health interview questions below, then refer for a medical assessment.	ALIEN RESPONSE		AGENT/OFFICER OBSERVATION
	Yes	No	Additional detail as appropriate
7. Are you currently ill or injured or do you have significant pain?	☐	☒	
8. Do you have a skin rash?	☐	☒	
9. Do you have a contagious disease?	☐	☒	
10. Are you thinking about hurting yourself or others?	☐	☒	
11. Do you feel feverish or do you feel that you have a fever?	☐	☒	
12. Do you have a cough or difficulty breathing?	☐	☒	
13. Do you have nausea, vomiting, or diarrhea?	☐	☒	

ADDITIONAL AGENT/OFFICER OBSERVATIONS
Are there any other observations or concerns? Examples are: disorientation, bruising/bleeding, yellow eyes/skin, environment-related illness (heat stroke, hypothermia, sever dehydration)

MEDICAL ASSESSMENT REFERRAL
Was the alien referred for a Medical Assessment? ☐ Yes ☒ No

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 11 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U.S. Department of Homeland Security Subject ID: [redacted] **Record of Deportable/Inadmissible Alien**

Family Name (CAPS)	First	Middle
SANKET ISHWARBHAI, SARGARA		

Sex	Hair	Eyes	Cmplxn
M	BLK	BLK	DBR

Country of Citizenship	Passport Number and Country of Issue	File Number
INDIA	[redacted], INDIA	CASE No: [redacted]

Height	Weight	Occupation
66	116	LABORER

U.S. Address: [redacted]

Scars and Marks: See Narrative

Date, Place, Time, and Manner of Last Entry	Passenger Boarded at
09/10/2024, 2050, [redacted] LUK, AFOOT (b)(7)(E)	

F.B.I. Number: [redacted] ☒ Single ☐ Divorced ☐ Married ☐ Widower ☐ Separated

Number, Street, City, Province (State) and Country of Permanent Residence: INDIA

Method of Location/Apprehension: PB

Date of Birth	Date of Action	Location Code	At/Near	Date/Hour
[redacted] Age:23	09/11/2024	TCA/AJO	LUKEVILLE, AZ	09/10/2024 2138

City, Province (State) and Country of Birth	AR	Form : (Type and No.) Lifted ☐ Not Lifted ☐	By
NADIAD, INDIA	☒		[redacted] (b)(6) (b)(7)(C)

NIV Issuing Post and NIV Number	Social Security Account Name	Status at Entry	Status When Found
		PWA Mexico	TRAVEL/SEEKING

Date Visa Issued	Social Security Number	Length of Time Illegally in U.S.
		AT ENTRY

Immigration Record	Criminal Record
POSITIVE - See Narrative	None Known

Name , Address, and Nationality of Spouse (Maiden Name, if Appropriate) | Number and Nationality of Minor Children

Father's Name, Nationality, and Address, if Known	Mother's Present and Maiden Names, Nationality, and Address, if Known
See Narrative	See Narrative

Monies Due/Property in U.S. Not in Immediate Possession	Fingerprinted? ☐ Yes ☐ No	Systems Checks	Charge Code Words(s)
None Claimed		See Narrative	I7A1

Name and Address of (Last)(Current) U.S. Employer	Type of Employment	Salary	Employed from/to
		Hr	

Narrative (Outline particulars under which alien was located/apprehended. Include details not shown above regarding time, place and manner of last entry, attempted entry, or any other entry, and elements which establish administrative and/or criminal violation. Indicate means and route of travel to interior.)

FINS #: [redacted] I77 #: [redacted] DNA Envelope #: [redacted]



[redacted]

ARREST COORDINATES: (b)(7)(E)

Latitude:
Longitude: [redacted]

Subject to the Proclamation (SB IFR)

CONSEQUENCE DELIVERY SYSTEM:

Classification: FIRA

Program: EBC

(b)(6) (b)(7)(C) [redacted]

Alien has been advised of communication privileges

09/11/2024 [redacted] (Initials)

Border Patrol Agent
(Signature and Title of Immigration Officer)

Distribution:

Received: (Subject and Documents) (Report of Interview)

Officer: [redacted]

on: September 11, 2024 at 1253 (time)

Disposition: Expedited Removal - Securing the Border

Examining Officer: [redacted]

Form I-213 (Rev. 08/01/07) Y

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 12 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U.S. Department of Homeland Security

Continuation Page for Form I213

Alien's Name	File Number	Date
SANKET ISHWARBHAI, SARGARA	[redacted] Event No: [redacted]	09/11/2024

SCARS, MARKS, AND TATTOOS:

TATTOO ARM, RIGHT, NONSPECIFIC

FATHER NAME AND ADDRESS:

Nationality:

(b)(6) (b)(7)(C)

MOTHER NAME AND ADDRESS:

Nationality:

RECORDS CHECKED:

(b)(7)(E)

Other Family/Associates Not in Event:

NARRATIVE:

(b)(6) (b)(7)(C) (b)(7)(E)

Signature	Title
	Border Patrol Agent

2 of 4 Pages

Form I-831 Continuation Page (Rev. 08/01/07)

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 13 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U.S. Department of Homeland Security (b)(7)(E) Continuation Page for Form I213

Alien's Name	File Number	Date
SANKET ISHWARBHAI, SARGARA	[redacted] Event No: [redacted]	09/11/2024

Signature	Title
(b)(6) (b)(7)(C)	Border Patrol Agent

3 of 4 Pages

Form I-831 Continuation Page (Rev. 08/01/07)

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 14 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U.S. Department of Homeland Security

Continuation Page for Form I213

Alien's Name	File Number	Date
SANKET ISHWARBHAI, SARGARA	[redacted] Event No: [redacted]	09/11/2024

[redacted]

(b)(6) (b)(7)(C)

(b)(6) (b)(7)(C)

Signature	Title
[redacted]	Border Patrol Agent

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 15 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

U .S. Department of Homeland Security

Notice and Order of Expedited Removal

DETERMINATION OF INADMISSIBILITY

Event No: [redacted]

File No: [redacted]

Date: September 11, 2024

In the Matter of: SARGARA SANKET ISHWARBHAI

Pursuant to section 235(b)(1) of the Immigration and Nationality Act (Act), (8 U.S.C. 1225(b)(1)), the Department of Homeland Security has determined that you are inadmissible to the United States under section(s) 212(a) ☐ (6)(C)(i); ☐ (6)(C)(ii); ☒ (7)(A)(i)(I); ☐ (7)(A)(i)(II); ☐ (7)(B)(i)(I); and/or ☐ (7)(B)(i)(II) of the Act, as amended, and therefore are subject to removal, in that:

1. You are not a citizen or national of the United States;

2. You are a native of INDIA and a citizen of INDIA ;

3. You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act;

4. to wit, on or about September 10, 2024, you illegally entered the United States at or near LUKEVILLE, AZ and were not inspected by an Immigration Officer.

(b)(6) (b)(7)(C)

Border Patrol Agent
Name and title of immigration officer (Print)

[redacted]
Signature of immigration officer

ORDER OF REMOVAL
UNDER SECTION 235(b)(1) OF THE ACT

Based upon the determination set forth above and evidence presented during inspection or examination pursuant to section 235 of the Act, and by the authority contained in section 235(b)(1) of the Act, you are found to be inadmissible as charged and ordered removed from the United States.

Border Patrol Agent (b)(6) (b)(7)(C)
Name and title of immigration officer (Print)

[redacted]

ACTING/PATROL AGENT IN CHARGE
Name and title of supervisor (Print)

Signature of supervisor, if available

☐ Check here if supervisory concurrence was obtained by telephone or other means (no supervisor on duty).

(b)(6) (b)(7)(C)

CERTIFICATE OF SERVICE

I personally served the original of this notice upon the above-named person on 09/11/2024 (Date)

[redacted]
Signature of immigration officer

Border Patrol Agent

Form I-860 (Rev. 08/01/07)

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 16 of 56
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U .S. Department of Homeland Security

Notice and Order of Expedited Removal

ACKNOWLEDGEMENT

I acknowledge receipt of this notification Refused to Sign

Signature of alien

Form I-860 (Reverse)

Content may be subject to confidentiality provisions/disclosure restrictions under U.S. law.
Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 17 of 56
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DEPARTMENT OF HOMELAND SECURITY

NOTICE TO APPEAR

Subject to Securing the Border (SB)

In removal proceedings under section 240 of the Immigration and Nationality Act:

File No: [redacted]

In the Matter of:

Respondent: SARGARA SANKET ISHWARBHAI currently residing at:

MONTGOMERY PROCESSING CTR, 806 HILBIG RD, CONROE TX, 773010000

(Number, street, city, state and ZIP code) (Area code and phone number)

☐ You are an arriving alien.

☒ You are an alien present in the United States who has not been admitted or paroled.

☐ You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of India and a citizen of INDIA;
3. You entered the United States at an unknown location on or about 09/10/2024;
4. You did not then possess or present a valid immigrant visa, reentry permit, border crossing identification card, or other valid entry document;
5. You were not then admitted or paroled after inspection by an Immigration Officer.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

Section 212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.

Section 212(a)(6)(A)(i) of the Act, as amended, as an alien present in the United States without being admitted or paroled, or who has arrived in the United States at any time or place other than as designated by the Attorney General.

☐ This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.

☒ Section 235(b)(1) order was vacated pursuant to: ☒ 8CFR 208.30 ☐ 8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

806 HILBIG RD, STE 2-300, CONROE, TX, 77301

(Complete Address of Immigration Court, including Room Number, if any)

on 01/07/2025 *(Date)* at 8:00 AM *(Time)* to show why you should not be removed from the United States based on the charge(s) set forth above.

[redacted]

Supervisory Asylum Officer

(Signature and Title of Issuing Officer)

Date: 11/16/2024 (b)(6) (b)(7)(C) Houston, TX

(City and State)

DHS Form I-862 (6/22) Page 1 of 3

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 18 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.
Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge. You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the immigration judge.

One-Year Asylum Application Deadline: If you believe you may be eligible for asylum, you must file a Form I-589, Application for Asylum and for Withholding of Removal. The Form I-589, Instructions, and information on where to file the Form can be found at **www.uscis.gov/i-589**. Failure to file the Form I-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 208(a)(2)(B) of the Immigration and Nationality Act.

Failure to appear: You are required to provide the Department of Homeland Security (DHS), in writing, with your full mailing address and telephone number. You must notify the Immigration Court and the DHS immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the DHS.

Mandatory Duty to Surrender for Removal: If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at **http://www.ice.gov/contact/ero**, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

U.S. Citizenship Claims: If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

Sensitive locations: To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

Upon information and belief, the language that the alien understands is MARWARI

Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before: _____
(Signature of Respondent)

_____ Date: _____
(Signature and Title of Immigration Officer)

Certificate of Service

This Notice To Appear was served on the respondent by me on 11/20/24, in the following manner and in compliance with section 239(a)(1) of the Act.

☑ in person ☐ by certified mail, returned receipt # _____ requested ☐ by regular mail
☐ Attached is a credible fear worksheet.
☐ Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the Marwari language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

REFUSED TO SIGN DOCUMENT

_____ _____ (b)(6) (b)(7)(C)
(Signature of Respondent if Personally Served) *(Signature and Title of officer)*

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 19 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

Privacy Act Statement

Authority:
The Department of Homeland Security through U.S. Immigration and Customs Enforcement (ICE), U.S Customs and Border Protection (CBP), and U.S. Citizenship and Immigration Services (USCIS) are authorized to collect the information requested on this form pursuant to Sections 103, 237, 239, 240, and 290 of the Immigration and Nationality Act (INA), as amended (8 U.S.C. 1103, 1229, 1229a, and 1360), and the regulations issued pursuant thereto.

Purpose:
You are being asked to sign and date this Notice to Appear (NTA) as an acknowledgement of personal receipt of this notice. This notice, when filed with the U.S. Department of Justice's (DOJ) Executive Office for Immigration Review (EOIR), initiates removal proceedings. The NTA contains information regarding the nature of the proceedings against you, the legal authority under which proceedings are conducted, the acts or conduct alleged against you to be in violation of law, the charges against you, and the statutory provisions alleged to have been violated. The NTA also includes information about the conduct of the removal hearing, your right to representation at no expense to the government, the requirement to inform EOIR of any change in address, the consequences for failing to appear, and that generally, if you wish to apply for asylum, you must do so within one year of your arrival in the United States. If you choose to sign and date the NTA, that information will be used to confirm that you received it, and for recordkeeping.

Routine Uses:
For United States Citizens, Lawful Permanent Residents, or individuals whose records are covered by the Judicial Redress Act of 2015 (5 U.S.C. § 552a note), your information may be disclosed in accordance with the Privacy Act of 1974, 5 U.S.C. § 552a(b), including pursuant to the routine uses published in the following DHS systems of records notices (SORN): DHS/USCIS/ICE/CBP-001 Alien File, Index, and National File Tracking System of Records, DHS/USCIS-007 Benefit Information System, DHS/ICE-011 Criminal Arrest Records and Immigration Enforcement Records (CARIER), and DHS/ICE-003 General Counsel Electronic Management System (GEMS), and DHS/CBP-023 Border Patrol Enforcement Records (BPER). These SORNs can be viewed at https://www.dhs.gov/system-records-notices-sorns. When disclosed to the DOJ's EOIR for immigration proceedings, this information that is maintained and used by DOJ is covered by the following DOJ SORN: EOIR-001, Records and Management Information System, or any updated or successor SORN, which can be viewed at https://www.justice.gov/opcl/doj-systems-records. Further, your information may be disclosed pursuant to routine uses described in the abovementioned DHS SORNs or DOJ EOIR SORN to federal, state, local, tribal, territorial, and foreign law enforcement agencies for enforcement, investigatory, litigation, or other similar purposes.

For all others, as appropriate under United States law and DHS policy, the information you provide may be shared internally within DHS, as well as with federal, state, local, tribal, territorial, and foreign law enforcement; other government agencies; and other parties for enforcement, investigatory, litigation, or other similar purposes.

Disclosure:
Providing your signature and the date of your signature is voluntary. There are no effects on you for not providing your signature and date; however, removal proceedings may continue notwithstanding the failure or refusal to provide this information.

Content may be subject to confidentiality provisions/disclosure restrictions under U.S. law.
Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 20 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

(b)(6)

U.S. Citizenship and Immigration Services

Applicant: **SARGARA SANKET ISH-WARBHAI**
A #: [redacted]

Officer [redacted]
Date of Determination: **Oct 29, 2024**

MEMORANDUM

TO: A-FILE

FROM: Mirna Salguero

DATE: 2024-10-29

RE: Unavailability of Interpreter for:

[redacted], **SARGARA SANKET ISHWARBHAI**

The above-referenced individual/FAMU was scheduled for a Credible Fear interview and requested MARWARI as the language for the interview. Interpreter providers were contacted to secure/schedule an interpreter for the interview. However, an interpreter was not available at the requested time, nor could arrangements be made to secure/schedule an interpreter within case processing deadlines.

To avoid further delays, a discretionary NTA will be issued to the individual/FAMU to appear in Immigration Court.

Return to Table of Contents

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 48 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

[redacted] [redacted]

R-84
Revised
09-25-2007

FEDERAL BUREAU OF INVESTIGATION
FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each subject whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted. If no final disposition is available from arresting agency, complete left side and forward the form when case is referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: **FBI, CJIS Division, Clarksburg, WV 26306.**

FBI Number: [redacted]

** Final Disposition Date: 09/11/2024

(If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)

Name on fingerprint card submitted to FBI:
** Last First Middle
SANKET ISHWARBHAI, SARGARA

Date of Birth: [redacted]

Sex: Male

Disposition Maintenance Indicator (DMI):
☐ Append ☐ Add ☐ Replace ☐ Delete

State Bureau No. (SID):

Social Security No. (SOC):

** Form Submitted by ORI Number: ORI# AZCBP0200

Fingerprint Contributor/Arresting Agency ORI:
**
TUCSON, AZ, BORDER PATROL SECTOR HEADQUARTERS
ORI# AZCBP0200

(Name, Title, Agency, City & State) (b)(6) (b)(7)(C)

TUCSON, AZ, BORDER PATROL SECTOR HEADQUARTERS
TUCSON AZ

Include **complete** name and location of agency:
CHIEF PATROL AGENT U.S. BORDER PATROL
2430 SOUTH SWAN ROAD
TUCSON, AZ, US, 85711

[redacted] 09/11/2024
Signature Date

BORDER PATROL AGENT
Title

Arrest No. (OCA): [redacted]

** Date Arrested or Received: 09/10/2024

☐ COURT ORDERED EXPUNGEMENT:
Certified or Authenticated Copy of Court Order Attached.

** Offenses Charged at Arrest:
20240910 8 USC 1182 ALIEN INADMISSIBILITY UNDER SECTION 212

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY	L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

R-84 (Revised 09-25-2007) FEDERAL BUREAU OF INVESTIGATION

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Case 2:26-cv-02805-GAM Document 1-3 Filed 04/28/26 Page 49 of 56
Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION,CLARKSBURG, WV 26306

1110-0046

The FBI's acquisition, preservation, and exchange of identification information is generally authorized under 28 USC 534. This FD-249 is to be used for criminal justice purposes, such as incident to arrests and incarcerations. The Applicant form (FD-258) contains applicable Paperwork Reduction Act and Privacy Act notices and should be used for noncriminal justice purposes. "A Social Security Account Number (SSAN) is helpful to keep records accurate because other people may have the same name and birth date. Pursuant to the Federal Privacy Act of 1974 (5 USC 552a), any Federal, State, or local government agency which requests an individual to disclose his/her SSAN is responsible for informing the person whether disclosure is mandatory or voluntary, by what statutory or other authority the SSAN is solicited, and what uses will be made of it.." **FD-249 (Rev. 3-1-10)**

JUVENILE FINGERPRINT SUBMISSION YES ☐ TREAT AS ADULT YES ☐	DATE OF ARREST MM DD YY 09/10/24	ORI CONTRIBUTOR ADDRESS REPLY DESIRED? YES ☐	
SEND COPY TO: (ENTER ORI)	DATE OF OFFENSE MM DD YY 09/10/24	PLACE OF BIRTH (STATE OR COUNTRY) INDIA	COUNTRY OF CITIZENSHIP INDIA
MISCELLANEOUS NUMBERS AR [redacted] (b)(6) (b)(7)(C)	SCARS, MARKS, TATTOOS, AND AMPUTATIONS TATTOO ARM, RIGHT, NONSPECIFIC		
	RESIDENCE/COMPLETE ADDRESS [redacted]	[redacted]	[redacted]
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER)	LOCAL IDENTIFICATION/REFERENCE [redacted]	PHOTO AVAILABLE? YES ☒ PALM PRINTS TAKEN? YES ☐	

EMPLOYER: IF U.S. GOVERNMENT, INDICATE SPECIFIC AGENCY. IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO.	OCCUPATION LABORER
CHARGE/CITATION 1. 20240910 - ALIEN INADMISSIBILITY UNDER SECTION 212	DISPOSITION 1. PENDING
2.	2.
3.	3.
ADDITIONAL	ADDITIONAL
ADDITIONAL INFORMATION/BASIS FOR CAUTION	STATE BUREAU STAMP

Content may be subject to confidentiality provisions/disclosure restrictions under U.S. law.

Foia Response Copy produced 04/03/2025 from USCIS CMS; A-Number [redacted]

FINS #: [redacted] Subject ID: [redacted] Event No: [redacted]

1. FAMILY NAME (Capital Letters) First Name Middle Name	2. Age	3. Country of Citizenship
SANKET ISHWARBHAI, SARGARA	23	INDIA

4. Alias	5. Date Apprehended	6. Office
	September 10, 2024	TCA/AJO

7. Birth Date	8. Birth Place	
[redacted]	NADIAD, INDIA	 14 A.
9. Sex ☒ Male ☐ Female	10. OSC/WA Served ☐ Yes ☒ No (Explain)	EREBC - EXPEDITED REMOVAL - SECURING THE BORDER
11. File Number [redacted]	12. Bond $	Date Posted
13. CINS ☐ Yes ☒ No	14 Medical Alert ☐ No ☒ Yes (Explain)	SOURCED FROM EMR VIA UIP: ANKLE PAIN - LEFT

15. TRANSFER DATE	FROM	TO
A		
B		
C		

16. ADMITTED BY:	19. RELEASED TO: ☐ V/R ☐ Deport	22. Rt. Index Print – In	23. Rt. Index Print - Out
17. SEARCHED IN BY:	20. RELEASED BY:	[redacted]	
18. DATE ADMITTED:	21. DATE RELEASED:		

24. Remarks: EREBC - EXPEDITED REMOVAL - SECURING THE BORDER

FORM I-385 (08/01/07) ALIEN BOOKING RECORD
UNITED STATES DEPARTMENT OF HOMELAND SECURITY