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REFERENCE CIVLR 5.4, 7.1(a)(1)
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UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

Nkweta Nadesh Mantap,	
Petitioner,	CV-26-06003-PHX-SMB
v.	REPLY TO RESPONDENTS' RETURN
Eric Rokosky,	
Respondent.	

I, Nkweta Nadesh Mantapp, respectfully submit this reply to the government's response.

The government says that nothing has changed since my last habeas petition. This is not correct. I recently filed an appeal with the Board of Immigration Appeals (BIA), and EOIR has already confirmed receiving and processing my filing. In the notice I received, EOIR stated:

> "The Executive Office for Immigration Review (EOIR) has received an electronic upload of the document referenced below. EOIR is evaluating this document for inclusion into the electronic Record of Proceedings." (See Appendix A)

This shows that my immigration case is still active and under review. The government did not mention this appeal in their response, as it just happened, but it is clearly material. Because my appeal is pending, I cannot be removed at this time.

I also want to remind the Court that I have been detained since January 2025. My detention continues to be increasingly prolonged, and the Government has not explained why my

prolonged detention is necessary for any security issues. I have a sponsor and loving family waiting in New Jersey, no criminal record, and a strong commitment to seek asylum through legal means. Since there is no way for me to be removed while my appeal is pending, I respectfully ask the Court to consider my current situation and grant the habeas corpus request, dated August 14, 2026, so that I may be released from Eloy Detention Center.

Respectfully submitted,

_____ _____

Nkweta Nadesh Mantap Date

Eloy Detention Center

1705 E. Hanna Road

Eloy, AZ 85131

Submitted by:

Denise Krebs, assisting Petitioner with filing

Date: 9/12/2026

Due to detention mail delays, Petitioner will submit a signed copy of this reply as soon as possible.

APPENDIX A

Furkan Bayraktar

From: eFiling-DHSPortal@usdoj.gov
Sent: Friday, September 4, 2026 5:45 PM
To: Ismail Shahtakhtinski; Ismail Shahtakhtinski; Furkan Bayraktar
Subject: EOIR - NKWETA - 100 - Service - Supplemental Fi - BIA

The Executive Office for Immigration Review (EOIR) has received an electronic upload of the document referenced below. EOIR is evaluating this document for inclusion into the electronic Record of Proceedings (eROP). EOIR will notify you upon completion of the evaluation process.

- eFiled Document Name: E-26 Final - Nadesh.pdf
- Additional Document(s) Name: N/A
- Document Category: Supplemental Filing
- Document Sub Category: Supplemental Filing
- Uploaded On: 09/04/2026
- Tracking Number: [redacted]

- A-Number: [redacted]
- Alien Name: NKWETA, NADESH MANTAP
- Charging Document Date: 02/23/2025
- Case Type: RMV
- BIA Case Type: Case Appeal
- Date the BIA Case was Filed: 08/27/2025

The documents associated with this filing may be viewed as follows:

Attorneys/Representatives you may view the documents in the EOIR Case Portal at this link. Please note you will need your User ID and password to access the location.

DHS users you may view the documents in the EOIR DHS Portal at this link.

PROOF OF SERVICE

I, Denise Krebs, declare that on 9/12/2026, I served a copy of the document titled "Reply to Respondents' Return" by U.S. Mail on the following parties:

1. Office of the United States Attorney
Derek Faraldo, Assistant U.S. Attorney
District of Arizona
Two Renaissance Square
40 N. Central Avenue, Suite 1800
Phoenix, AZ 85004

2. Respondent – Eric Rokosky, Warden
Custodian Eloy Detention Center
1705 E. Hanna Road
Eloy, AZ 85131

3. ICE Phoenix Field Office Director
2035 N. Central Avenue
Phoenix, AZ 85004

I declare under penalty of perjury that the foregoing is true and correct.

Denise Krebs

Denise Krebs