

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF  
CALIFORNIA

**John Doe v. Christopher Chestnut, et al.**

Doe v. Chestnut · No. 1:24-cv-00943-EPG-HC · Decided November 25, 2025

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OPINION

(HC)Doe

PER CURIAM.

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UNITED STATES DISTRICT COURT

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EASTERN DISTRICT OF CALIFORNIA

10 11 JOHN DOE, Case No. 1:24-cv-00943-EPG-HC 12 Petitioner, ORDER DENYING  
PETITIONER’S

REQUEST FOR COURT TO ORDER THAT

13 v. PETITIONER REMAIN DETAINED IN

EASTERN DISTRICT PENDING

14 CHRISTOPHER CHESTNUT, et al., RESOLUTION OF PETITION

15 Respondents. (ECF No. 25) 16 17 Petitioner John Doe, represented by counsel, is a federal  
immigration detainee proceeding 18 with a petition for writ of habeas corpus pursuant to 28  
U.S.C. § 2241. The parties have 19 consented to the jurisdiction of a United States magistrate  
judge. (ECF Nos. 4, 10, 11.) 20 On November 20, 2025, this Court granted Petitioner’s petition  
for writ of habeas corpus 21 and found that Petitioner’s release from detention is the appropriate  
remedy. (ECF No. 24.) On

22 November 25, 2025, the Court ordered Petitioner’s release on conditions. (ECF No. 27.)

23 On November 24, 2025, counsel for Petitioner submitted a declaration, stating that at 24 9:50  
a.m. that morning, counsel received a panicked call from Petitioner, who was told to pack 25 his  
items because he was being transferred. Petitioner was not informed where he was being 26 taken.  
(ECF No. 25 at 2.1) Counsel checked the Executive Office of Immigration Review portal 27 and  
learned that the Board of Immigration Appeals dismissed Petitioner’s appeal on November 28  
29 2025. 30 Counsel immediately filed a petition for review in the Ninth Circuit  
and a motion for 1 | temporary stay of removal. Petitioner “asks the Court to order that he remain  
detained in the 3 | Eastern District pending the imminent resolution of his habeas petition.” (ECF  
No. 25 at 3.) 4 Given that the Court has ordered Petitioner to be released, the Court DENIES as  
MOOT 5 | Petitioner’s request that the Court order he remain detained in the Eastern District  
pending the 6 | resolution of his habeas petition. See *Rumsfeld v. Padilla*, 542 U.S. 426, 441

(2004) (noting that 7 | “when the Government moves a habeas petitioner after she properly files a petition naming her 8 | immediate custodian, the District Court retains jurisdiction and may direct the writ to any 9 | respondent within its jurisdiction who has legal authority to effectuate the prisoner’s release”). 10 i IT IS SO ORDERED. 12| Dated: \_November 25, 2025 [see ey ——

UNITED STATES MAGISTRATE JUDGE

14 15 16 17 18 19 20 21 22 23 24 25 26 27 | ? Counsel has not received a copy of the decision. 3  
According to Ninth Circuit rules, the filing of the motion for a temporary stay of removal automatically 28 stays Petitioner’s removal.