

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
LOUISIANA, ALEXANDRIA DIVISION

Mohammad Ali Khurami v. Judge Edwards et al.

Khurami · No. 1:25-CV-01672 · Decided April 27, 2026

SUMMARY

The United States District Court for the Western District of Louisiana directs service of Mohammad Ali Khurami’s petition for a writ of habeas corpus under 28 U.S.C. § 2241. The order requires the respondents to file a response addressing the lawfulness of Khurami’s immigration detention within 21 days after service and allows Khurami 14 days to reply.

CASE DETAILS

COURT	United States District Court for the Western District of Louisiana, Alexandria Division
WRITING FOR THE COURT	Joseph H. L. Perez-Montes
JURISDICTION	United States District Court for the Western District of Louisiana, Alexandria Division
DECIDED	April 27, 2026
DOCKET	1:25-CV-01672
DISPOSITION	other
PROCEDURAL POSTURE	The court considered a pro se petition for a writ of habeas corpus under 28 U.S.C. § 2241 seeking release from immigration detention and ordered the respondents to respond before the court determines whether further proceedings are necessary.
STANDARD OF REVIEW	The court will determine, after the record is complete, whether genuine issues of material fact preclude summary judgment and require an evidentiary hearing.
PRECEDENTIAL VALUE	unpublished
PARTIES	Mohammad Ali Khurami v. Judge Edwards, E. Garcia, Magistrate Judge Perez-Montes, Respondents

TOPICS

- federal habeas corpus
- immigration detention
- summary judgment
- civil procedure

PRACTICE AREAS

Federal habeas corpus

Immigration detention

Civil procedure

QUESTIONS PRESENTED

1. Whether the court should require the respondents to answer a § 2241 petition challenging the lawfulness of immigration detention.
2. What briefing schedule and evidentiary procedure should govern the initial consideration of the detention challenge.

HOLDINGS

1. The court may, in its discretion, order a respondent to file an answer, motion, or other response to a habeas petition.
2. The respondents must file a response within 21 days after service of the petition on the United States Attorney for the Western District of Louisiana, with summary-judgment evidence regarding the lawfulness of Khurami's detention; Khurami may reply within 14 days.

KEY QUOTATIONS

"After the record is complete and delays have run, the Court will determine if genuine issues of material fact exist, which preclude summary judgment and necessitate an evidentiary hearing."

FACTUAL BACKGROUND

Mohammad Ali Khurami is an immigration detainee held at Winn Correctional Center in Winnfield, Louisiana. He seeks release from detention through a petition for a writ of habeas corpus under 28 U.S.C. § 2241.

PROCEDURAL HISTORY

Khurami filed a § 2241 habeas petition challenging his immigration detention. The court directed service of the petition and memorandum order on specified federal and detention officials, ordered a response supported by summary-judgment evidence within 21 days after service, and allowed Khurami 14 days to reply.

DISPOSITION

other

CASES CITED

- 552 U.S. 264, 278 (2008)
- 2018 WL 4869383, at *1 (W.D. La. 2018)
- 2008 WL 835764, *2 (E.D. Cal. 2008)
- 162 F. Supp. 2d 575, 577 (N.D. Tex. 2001)
- 952 F. Supp. 348 (S.D. W. Va. 1997)

- 2020 WL 1848073, at *1 (E.D. La. Apr. 13, 2020)

OPINION

Khurami

PER CURIAM.

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UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

MOHAMMAD ALI KHURAMI CIVIL DOCKET NO. 1:25-CV-01672 SEC P

#A249-384-401, Petitioner

VERSUS JUDGE EDWARDS

E GARCIA ET AL, MAGISTRATE JUDGE PEREZ-MONTES

Respondents

MEMORANDUM ORDER

Before the Court is a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241 (ECF Nos. 1, 5) filed by pro se Petitioner Mohammad Ali Khurami ("Khurami"), an immigration detainee at Winn Correctional Center in Winnfield, Louisiana. Khurami seeks release from detention. A court may order a respondent to file an answer, motion, or other response, in its discretion. 28 U.S.C. § 2243; Rule 4 of the Rules Governing § 2254 Cases; , 552 U.S. 264, 278 (2008); , 6:18-CV-00544, 2018 WL 4869383, at *1 (W.D. La. 2018) (Hanna, M.J.)¹. And this Court has determined that a 21 day briefing schedule is reasonable and appropriate in similar cases. ¹ Under Rule 1(b), the Rules Governing § 2254 Cases also apply to § 2241 habeas cases. , 2008 WL 835764, *2 (E.D. Cal. 2008); , 162 F. Supp. 2d 575, 577 (N.D. Tex. 2001); , 952 F. Supp. 348 (S.D. W.Va. 1997); , 20-CV-449, 2020 WL 1848073, at *1 (E.D. La. Apr. 13, 2020) ("District courts are therefore free to apply these rules to habeas petitions brought under 28 U.S.C. § 2241"). Accordingly, to determine whether Khurami is entitled to relief, THE CLERK IS DIRECTED to serve a summons, a copy of the Petition (ECF Nos. 1, 5), and a copy of this Order, by certified mail, on: (1) the United States through the United States Attorney for the Western District of Louisiana; (2) the United States Attorney General; (3) DHS/ICE through its Office of General Counsel; and by regular mail on (4) the Warden where Khurami is detained.

IT IS ORDERED that a Response be filed within 21 days following the date of service of the Petition on the United States Attorney for the Western District of Louisiana, with summary judgment evidence regarding the lawfulness of his detention. IT IS FURTHER ORDERED that Petitioner shall have 14 days to reply to the Response. After the record is complete and delays have run, the Court will determine if genuine issues of material fact exist, which preclude summary judgment and necessitate an evidentiary hearing. If no hearing is necessary, a Report and Recommendation will be issued without further notice. SIGNED on Monday, April 27, 2026. Ht

JOSEPH H.L. PEREZ-MONTES
UNITED STATES MAGISTRATE JUDGE

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