UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA

Gabr Awadh Omar Abdullah v. Warden, Folkston ICE Processing Center

Civil Action No. 5:26-cv-225 (S.D. Ga. Feb. 18, 2026) · No. 5:26-cv-225 · Decided February 18, 2026

SUMMARY

This order from the United States District Court for the Southern District of Georgia directs service of a 28 U.S.C. § 2241 habeas petition filed by Gabr Awadh Omar Abdullah against the Warden of the Folkston ICE Processing Center. It requires the respondent to answer within seven business days, establishes deadlines for replies and motions, and provides instructions for requesting interim relief from immigration detention.

OPINION

Abdullah

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF GEORGIA

WAYCROSS DIVISION

GABR AWADH OMAR ABDULLAH,

Petitioner, CIVIL ACTION NO.: 5:26-cv-225 v.

WARDEN, FOLKSTON ICE PROCESSING

CENTER,

Respondent.

O RDE R

Service of the Petition. I have reviewed Petitioner's 28 U.S.C. § 2241 Petition for Habeas Corpus Relief, as amended. I find that it does not plainly appear that Petitioner is not entitled to relief. See Rules 1(b) and 4 of the Rules Governing Section 2254 Cases. Therefore, the Court directs the United States Marshal to serve a copy of the Petition, docs. 1, 4, and a copy of this Order by registered or certified mail upon: (1) the Attorney General of the United States;

(2) the named Warden-Respondent; and (3) the civil process clerk at the office of the United States Attorney for the Southern District of Georgia. See Fed. R. Civ. P. 4(i). The Court DIRECTS the Clerk of Court to provide a courtesy copy of this Order and the Petition to the United States Attorney's Office at: Bradford.Patrick@usdoj.gov; Woelke.Leithart@usdoj.gov; and Keveya.Sturkey@usdoj.gov. Answer Due in 7 Days. The Warden-Respondent must file an answer to the Petition within 7 business days of the date of this Order. See, e.g., 28 U.S.C. § 2243. The

Answer must address the allegations in the Petition, certify the true cause of the detention, and show cause why the Petition should not be granted. The Answer shall constitute a return for the purposes of 28 U.S.C. § 2243, as long as it certifies the true cause of detention. Counsel for the Warden- Respondent shall provide all relevant records, including orders, recordings, transcripts, and other records from ICE, that are available to counsel at the time of the Answer. Counsel shall promptly supplement the answer with any additional records that counsel obtains after filing the Answer. The Warden-Respondent will be permitted to file additional motions, including a motion to dismiss, within 21 days of filing the Answer. Reply Due in 3 Days. Petitioner shall file any desired Reply to the Answer within 3 days of the date the Answer is served. Petitioner shall file any desired response to a motion to dismiss within 14 days of service. Requests for Interim Relief. This Petition will be resolved in the ordinary course. Recently, petitioners in similar circumstances have sought various forms of interim relief, including a prohibition on the petitioner's removal from the United States, a prohibition on ICE from transferring the petitioner from one detention facility to another within the United States, and interim release from detention while the habeas petition is pending. To the extent Petitioner is requesting interim relief, Petitioner shall file an independent motion titled "Motion for Interim Relief" separate from the Petition. Petitioner should not make a request for interim relief in the body of the Petition or in a request for preliminary injunctive relief (e.g., a motion for temporary restraining order or a motion for preliminary injunction, or motion for order to show cause). The Warden-Respondent shall file a response to any motion for interim relief within 7 days of the date the motion is served. If there is a motion currently pending, the Warden-Respondent shall file a response to that Motion within 7 days of the date of this Order. Importantly, a petitioner who seeks release from detention while the Petition is pending must demonstrate in the motion for interim relief: (1) a likelihood of success on the merits of a substantial constitutional claim; and (2) extraordinary and exceptional circumstances exist that make release necessary to preserve the effectiveness of the habeas corpus relief sought. See, e.g., Wilcox v. Ford, 813 F.2d 1140 (11th Cir. 1987); Gomez v. United States, 899 F.2d 1124 (11th Cir. 1990); and Wilson v. Sec'y, Dep't of Corr., No. 17-10060-D, 2017 WL 11815408, at *1 (11th Cir. May 10, 2017); see also Mapp v. Reno, 241 F.3d 221, 225 (2d Cir. 2001). SO ORDERED, this 18th day of February, 2026. BO

UNITED STATES MAGISTRATE JUDGE

SOUTHERN DISTRICT OF GEORGIA

Retrieved from lawtools.ai · https://lawtools.ai/cases/state/united-states-district-court-for-the-southern-district-of-georgia-united-states-district-court-for-t/2026/gabr-awadh-omar-abdullah-v-warden-folkston-ice-processing-ypkuse4g