

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

BADAR KHAN SURI

Petitioner,

v.

DONALD TRUMP, *et al.*,

Respondents.

Case No. 1:25-cv-480

MOTION TO AMEND BRIEFING AND HEARING SCHEDULE

In light of the Court's Order dated April 4, 2025, ECF 31, the Petitioner respectfully requests modification of the briefing and hearing schedule related to Petitioner's Motion to Compel Return, ECF 5, and Motion for Release on Bond, ECF 20, as follows:

- Petitioner will file Reply briefs as to his Motion to Compel Return and Motion for Release on Bond on April 8, 2025, as previously ordered by this Court.
- Petitioner requests that the Court permit the parties to fully brief the venue and jurisdictional arguments raised in the Respondents' Motion to Dismiss, ECF 24, and Motion to Transfer, ECF 25, in accordance with the current briefing schedule; that is, Petitioner's Response is due on April 15, 2025 and Respondents' Reply is due on April 22, 2025.
- The Petitioner requests that the hearing on Petitioner's Motions currently set for Friday, April 11, 2025 be removed from the calendar.
- The Petitioner requests that the Court hear arguments on all four pending Motions during the hearing currently set for May 1, 2025.

In its order dated April 4, 2025, the Court determined that it must address the jurisdictional issues raised by Respondents in their Motion to Dismiss and Motion to Transfer before it could rule on Petitioner's pending motions. Respondents' Motion to Dismiss includes a declaration that

requires Petitioner to undertake additional fact investigation in order to adequately respond. In addition, Petitioner's counsel intends to file an Amended Petition and Complaint based on new factual information obtained since the original filing. These facts may be relevant to the jurisdictional questions before the Court. It is in the interest of fairness and judicial economy to allow both parties to fully brief these important issues on a complete record in order to best aid the Court's resolution of these motions.

While Petitioner's detention continues to violate his rights and result in ongoing harm to him and his family, the harm of the delay of less than three weeks in the Court's consideration of Petitioner's motions is outweighed by the benefit of fully and fairly presenting important, novel, and complex issues for the Court's consideration.

Counsel for Petitioner has conferred with counsel for Respondents, who have not yet provided a final position on this Motion. For these reasons, the Petitioner respectfully request the Court enter an order modifying its April 4, 2025 order in accordance with the schedule proposed above.

Date: April 7, 2025

Respectfully submitted,

/s/Eden B. Heilman

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Counsel for Petitioner

CERTIFICATE OF SERVICE

I, Geri Greenspan, hereby certify that on this date, I uploaded a copy of Petitioner's Motion to Amend Briefing and Hearing Schedule and any attachments using the CM/ECF system, which will cause notice to be served electronically to all parties.

Date: April 7, 2025

Respectfully submitted,

/s/ Geri Greenspan
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