



U.S. Department of Justice
Civil Division
Office of Immigration Litigation

June 1, 2026

The Honorable James Patrick Hanlon
United States District Judge
United States District Court
Southern District of Indiana
46 East Ohio Street
Chambers 304
Indianapolis, IN 46204
Sent by ECF System

**Re: *Sarsour v. Swearingen, et al.*, Case No. 2:26-CV-00224-JPH-MKK (S.D. Ind.)
Letter Response to Petitioner’s Further Reply In Support of Motion for
Release (Dkt. 41)**

Dear Judge Hanlon:

On May 29, 2026, Petitioner’s counsel filed a letter with this Court alleging that Petitioner is subject to various forms of mistreatment while in immigration detention at the Clay County Jail, in Brazil, Indiana. *See generally* Dkt. 41. Respondents have investigated these unfounded allegations and, following that inquiry, submit the attached declaration and attendant supporting exhibits in response to Petitioner’s claims. *See* Exhibits 1-4.

Additionally, to the extent that Petitioner now seeks to challenge the conditions of his confinement, his habeas petition is an improper vehicle for such challenge. *See Robinson v. Sherrod*, 631 F.3d 839, 840-41 (7th Cir. 2011) (“when there isn’t even an indirect effect on duration of punishment ... we’ll adhere to our long-standing view that habeas corpus is not a permissible route for challenging prison conditions.”); *Glaus v. Anderson*, 408 F.3d 382, 386-87 (7th Cir. 2005) (affirming dismissal of habeas petition below where petitioner merely challenged conditions of confinement related to medical treatment in custody); *Williams v. Wisconsin*, 336 F.3d 576, 579 (7th Cir. 2003). As Respondents explained in their legal memoranda and in the accompanying exhibits, his detention pending removal proceedings is entirely lawful and his belated conditions-based allegations do not support his request for release. His Amended Petition should be denied.

Sincerely,

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