

**UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT**

RUMEYSA OZTURK,

Petitioner,

v.

No. 2:25-cv-374

DONALD J. TRUMP, in his official capacity as President of the United States, PATRICIA HYDE, Field Office Director, MICHAEL KROL, HSI New England Special Agent in Charge, TODD LYONS, Acting Director, U.S. Immigration and Customs Enforcement, and KRISTI NOEM, Secretary of Homeland Security; and MARCO RUBIO, in his official capacity as Secretary of State

Respondents.

RESPONDENTS' REQUEST FOR CONDITIONS OF RELEASE

Because Petitioner remains subject to removal proceedings in immigration court, this Court directed Respondents to submit proposed conditions of release. The requested conditions are contained in the Proposed Order, filed herewith, and are intended to balance the Court's May 9 Order with Immigration and Customs Enforcement's legitimate interests in being able to administer removal proceedings. The requested conditions are several of the standard conditions of release that apply to aliens who are subject to removal proceedings and who are released on recognizance. *See* Form I-220A, Order of Release on Recognizance, filed herewith as Exhibit 1.

Upon receipt of the Court-approved list of conditions, to confirm Petitioner's receipt of and awareness of those conditions and to harmonize the Court's order with the on-going removal proceedings, ICE intends to serve Petitioner with a Form I-220A, Order of Release on

Recognizance, that reflects both the Court's May 9 Order as well as the list of approved conditions at Petitioner's next check-in with a deportation officer in or near Boston.

Respectfully submitted,

Dated: May 12, 2025

By: /s/ Michael P. Drescher
Michael P. Drescher
Assistant United States Attorney
District of Vermont

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF RELEASE ON RECOGNIZANCE

File No.: _____

Name: _____

Date: _____

You have been arrested and placed in removal proceedings. In accordance with section 236 of the Immigration and Nationality Act and the applicable provisions of Title 8 of the Code of Federal Regulations, you are being released on your own recognizance provided you comply with the following conditions:

- ☐ You must report for any hearing or interview as directed by Immigration and Customs Enforcement or the Executive Office for Immigration Review.
- ☐ You must surrender for removal from the United States if so ordered.
- ☐ You must report in (writing) (person) to Duty officer at _____ on _____ as directed.

If you are allowed to report in writing, the report must contain your name, alien registration number, current address, place of employment, and other pertinent information as required by the officer listed above.

- ☐ You must not change your place of residence without first securing written permission from the officer listed above.
- ☐ You must not violate any local, State or Federal laws or ordinances.
- ☐ You must assist Immigration and Customs Enforcement in obtaining any necessary travel documents.
- ☐ Other: *Your release is contingent upon your enrollment and successful participation in an Alternatives to Detention (ATD) program as designated by the U.S. Department of Homeland Security. As part of the ATD program, you will be subject to electronic monitoring and may be subject to a curfew. Failure to comply with the requirements of the ATD program will result in a redetermination of your release conditions or your arrest and detention.*

If fitted with a U.S. Immigration and Customs Enforcement GPS tracking ankle bracelet, do not tamper with or remove the device. Under federal law, it is a crime to willfully damage or attempt to damage property of the United States. Damaging or attempting to damage the GPS tracking ankle bracelet or any of its associated equipment (including, but not limited to, the charging station, batteries, power cords, etc.) may result in your arrest, detention, and prosecution under 18 U.S.C. § 1361 and/or 18 U.S.C. § 641, each punishable by a fine, up to ten years imprisonment, or both.

- ☒ See attached sheet containing other specified conditions (Continue on separate sheet if required)

NOTICE: Failure to comply with the conditions of this order may result in revocation of your release and your arrest and detention by Immigration and Customs Enforcement.

(Name and Title of ICE Official)

Alien's Acknowledgement of Conditions of Release under an Order of Recognizance

I hereby acknowledge that I have (read) (had interpreted and explained to me in the _____ language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine, detention, or prosecution.

(Signature of ICE Official Serving Order)

(Signature of Alien)

Date

I hereby cancel this order of release because:

- ☐ The alien failed to comply with the conditions of release. ☐ The alien was taken into custody for removal.

(Signature of ICE Official Cancelling Order)

Date

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

**ORDER OF RELEASE ON RECOGNIZANCE
(CONTINUATION PAGE)**

| | | | |
|-----------------------------------|---------|-----------------|-------------------|
| Alien Name | | Picture | Right Index Print |
| File Number | Date | | |
| Alien's Signature | | | |
| Alien's Telephone Number (if any) | | | |
| Alien's Address | | | |
| PERSONAL REPORT RECORD | | | |
| Date | Officer | Comment/Changes | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Signature | | Title | |

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement**ORDER OF RELEASE ON RECOGNIZANCE
(ADDENDUM)**

File No.: _____

Name: _____

Date: _____

- ☐ That you do not associate with known gang members, criminal associates, or be associated with any such activity.
- ☐ That you register in a substance abuse program within 14 days and provide ICE with written proof of such within 30 days. The proof must include the name, address, duration, and objectives of the program as well as the name of a counselor.
- ☐ That you register in a sexual deviancy counseling program within 14 days and provide ICE with written proof of such within 30 days. You must provide ICE with the name of the program, the address of the program, duration and objectives of the program as well as the name of a counselor.
- ☐ That you register as a sex offender, if applicable, within 7 days of being released, with the appropriate agency(s) and provide ICE with written proof of such within 10 days.
- ☐ That you do not commit any crimes while on this Order of Release on Recognizance.
- ☐ That you report to any parole or probation officer as required within 5 business days and provide ICE with written verification of the officer's name, address, telephone number, and reporting requirements.
- ☐ That you continue to follow any prescribed doctor's orders whether medical or psychological including taking prescribed medication.
- ☐ That you provide ICE with written copies of requests to Embassies or Consulates requesting the issuance of a travel document.
- ☐ That you provide ICE with written responses from the Embassy or Consulate regarding your request.
- ☐ Any violation of the above conditions will result in revocation of your employment authorization document.
- ☐ Any violation of these conditions may result in you being taken into ICE custody and you being criminally prosecuted.
- ☐ Other: _____

X _____
(Signature of Alien)

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement**ORDER OF RELEASE ON RECOGNIZANCE
(OUT-PROCESSING CHECKLIST)****Sex Offenders**

- ☐ Probation/Parole Officer Notified
- ☐ Registered as sex-offender as required by state statute within 7 days
- ☐ Victim/Witness Coordinator Notified
- ☐ Victim/Witness Notified
- ☐ Written Proof of Counseling

Substance Abusers

- ☐ Probation/Parole Officer Notified
- ☐ Written Proof of Counseling

All Aliens

- ☐ Probation/Parole Officer Notified
- ☐ Obtain address where living and telephone number
- ☐ Enter into IDENT FINS#: _____
- ☐ NCIC Check
- ☐ Travel Document Application
- ☐ Other: _____

Completed By

Deportation Officer:

Date

Concurrence By

Supervisory Detention and Deportation Officer:

Date

**UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT**

RUMEYSA OZTURK,

Petitioner,

v.

No. 2:25-cv-374

DONALD J. TRUMP, in his official capacity as President of the United States, PATRICIA HYDE, Field Office Director, MICHAEL KROL, HSI New England Special Agent in Charge, TODD LYONS, Acting Director, U.S. Immigration and Customs Enforcement, and KRISTI NOEM, Secretary of Homeland Security; and MARCO RUBIO, in his official capacity as Secretary of State

Respondents.

PROPOSED ORDER

Recognizing that Petitioner remains subject to removal proceedings in immigration court, and Respondents' legitimate interests in the administration of removal proceedings, the Court hereby amends its May 9 order releasing Petitioner under *Mapp v. Reno*, to add the following conditions of release:

- Petitioner must report for any hearing or interview as directed by U.S. Immigration and Customs Enforcement (ICE) or the Executive Office for Immigration Review.
- Petitioner must report to Boston Enforcement and Removal Operations (ERO) by calling (781) 359-7500 within 48 hours of the issuance of this order for further reporting instructions. If required to report in person, the address is 1000 District Ave., Burlington, MA 01803.
- Petitioner must surrender for removal from the United States if so ordered.

- Petitioner must not change her place of residence without first securing written permission from the officer listed above.
- Petitioner must advise the officer listed above in advance of any overnight travel outside the states of Massachusetts or Vermont.
- Petitioner must not violate any local, State or Federal laws or ordinances, including but not limited to:
 - 18 U.S.C. § 922(g)(5) (relating to possessions of firearms by aliens);
 - 8 U.S.C. § 1302 (relating to registration as an alien);
 - 8 U.S.C. § 1304(e) (relating to the need to carry proof of registration); and
 - 8 U.S.C. § 1305(a) (relating to timely updating address changes).
- Petitioner must assist ICE in obtaining any necessary travel documents.
- Petitioner must not associate with known gang members, criminal associates, or be associated with any such activity.
- Petitioner must continue to follow any prescribed doctor's orders whether medical or psychological including taking prescribed medication.
- Petitioner must provide ICE with written copies of requests to Embassies or Consulates requesting the issuance of a travel document.
- Petitioner must provide ICE with written responses from the Embassy or Consulate regarding your request.

Failure to abide by these conditions may result in you being taken into ICE custody, as well as the possibility of being criminally prosecuted.

ICE shall serve Petitioner with a Form I-220A, Order on Release on Recognizance, that is consistent with both the Court's May 9 Order as well as the above list of conditions.

DATED at Burlington, in the District of Vermont, this ____ day of May, 2025.

Hon. William K. Sessions III
U.S. District Court Judge