

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

ADHAM AMIN HASSOUN,

Petitioner,

v.

JEFFREY SEARLS, in his official capacity
Acting Assistant Field Office Director and
Administrator of the Buffalo Federal
Detention Facility,

Respondent.

Case No. 1:19-cv-00370-EAW

**PETITIONER'S EMERGENCY MOTION FOR TRANSFER TO HOME
INCARCERATION.**

Petitioner files this emergency motion for an order directing Respondent to transfer Petitioner to be incarcerated at his family's home during the COVID-19 pandemic due to the grave and unconstitutional risk he faces of being infected with the virus while detained at the Buffalo Federal Detention Facility and the likelihood that he would suffer severe illness or death as a result.

Respondent has moved to adjourn the evidentiary hearing in this case *sine die*, until four weeks after the Court lifts its COVID-19 based restrictions on courthouse access. Petitioner consents to Respondent's proposed adjournment only if this emergency cross-motion for transfer to home incarceration is granted; otherwise, Petitioner opposes Respondent's requested relief.

Petitioner submits the following documents in support of this motion.

- Petitioner's Response to Respondent's Motion for an Adjournment and Memorandum in Support of Petitioner's Emergency Motion for an Order Transferring Him to Home Incarceration
- Exhibit A: Declaration of Dr. Jaimie Meyer
- Exhibit B: Declaration of Dr. Robert B. Greifinger

- Exhibit C: Declaration of Adham Hassoun
- Exhibit D: Respondent's Second Supplemental Responses to Petitioner's First Set of Interrogatories

As described in Petitioner's Motion for Expedited Hearing, and in light of the urgent threat Petitioner faces from the rapidly spreading virus, Petitioner waives his right to file a reply and respectfully asks the Court to schedule a telephonic hearing on the pending cross-motions as soon as possible.

Respectfully submitted,

/s/Jonathan Manes

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Chicago, IL