

**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

MOTION FOR EXPEDITED HEARING

Petitioner hereby moves for an expedited hearing on his Emergency Motion for Transfer to Home Incarceration. That motion and all supporting declarations and exhibits are attached hereto.

Petitioner seeks expedited consideration because he faces a grave threat of being infected with the novel coronavirus while detained at the Buffalo Federal Detention Facility (“BFDF”). Petitioner has several existing medical conditions that put him at exceptionally high risk of death or severe illness if he contracts the virus. These conditions include asthma, coronary artery disease, diabetes, and hypertension. Petitioner’s motion asks the Court to order his immediate transfer to house arrest at his family’s home, subject to whatever forms of monitoring and other restrictions the government wishes to impose, so that he can protect himself from the virus and reduce his risk of death.

This Court issued an expedited briefing schedule *sua sponte* on Respondent’s Motion to Adjourn the Evidentiary Hearing, filed on March 31, 2020. This motion relates to that pending motion because Petitioner will consent to Respondent’s requested adjournment if this motion is

granted and he can be detained in relative safety under home incarceration. If this motion is not granted, Petitioner opposes the indefinite delay of all deadlines that Respondent seeks. The Memorandum that Petitioner has filed in support of this motion also serves as his response to Petitioner's Motion to Adjourn, which was not due until April 6, 2020.

Petitioner respectfully asks the Court to resolve these motions together. Petitioner asks the Court to set a deadline of April 6, 2020 for the government to respond to this Motion and file its reply in support of its Motion to Adjourn. Petitioner waives his right to reply and asks the Court to schedule a telephonic hearing on these motions as soon as possible next week. Petitioner seeks such an expedited schedule because of the extremely rapid spread of the life-threatening virus, which is likely to begin spreading at BFDf imminently, if it has not already.

Respectfully submitted,

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Dated: April 2, 2020
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