

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

_____	:	
OLUWASEUN ADEKOYA,	:	Civil Action No. 17-6106 (JMV)
	:	
Petitioner,	:	
	:	
v.	:	OPINION
	:	
CHARLES GREEN,	:	
	:	
Respondent.	:	
_____	:	

APPEARANCES:

Oluwaseun Adekoya
Essex County Correctional Facility
354 Doremus Ave.
Newark, NJ 07105
 Petitioner, *pro se*

BRYAN K. LONEGAN
Office of Immigration Litigation
United States Attorney’s Office
970 Broad Street
Newark, NJ 07102
 On behalf of Respondent

VAZQUEZ, United States District Judge

Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 on August 12, 2017. (ECF No. 1.) He alleges a violation of his right to due process based on prolonged pre-removal order detention in the custody of Immigration and Customs Enforcement at Essex County Correctional Facility since January 25, 2016. (“ICE”). (*Id.* at 2-3.)

Respondent submitted a letter response to the petition on November 13, 2017. (ECF No. 6.) Respondent does not object to a remand ordering an Immigration Judge to provide Petitioner

with a bond hearing, in accordance with 8 C.F.R. § 1003.19(c). The Court will, therefore, grant the habeas petition and order Respondent to provide Petitioner with a bond hearing. *See Chavez-Alvarez v. Warden York County Prison*, 783 F.3d 469, 478 (3d Cir. 2015) (due process requires that detention without bail pursuant to 8 U.S.C. § 1226(c) be limited to a reasonable period of time to further the goals of the detention statute.)

An appropriate Order follows.

Date: December 4, 2017
At Newark, New Jersey

s/ John Michael Vazquez
JOHN MICHAEL VAZQUEZ
United States District Judge