

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WAGGEH OUSMAN,

Petitioner,

Case No. C17-1014-JLR-MAT

V.

## ORDER FOR JOINT STATUS REPORT

ELAINE DUKE, et al.,

## Respondents.

Petitioner brought this 28 U.S.C. § 2241 immigration habeas action to obtain release from

allegedly indefinite detention in violation of *Zadvydas v. Davis*, 533 U.S. 678 (2001). (See Dkt.

1.) On August 14, 2017, the Government moved to dismiss, arguing that petitioner's detention was not indefinite. (Dkt. 10.) On August 25, 2017, the Government notified the Court that it had obtained a travel document and planned to remove petitioner to The Gambia on September 12, 2017. (Dkts. 12 & 12-1.) Petitioner, who is represented by counsel, did not respond to the Government's motion to dismiss. Given the foregoing, the Court finds and ORDERS:

(1) By **September 29, 2017**, the parties shall file a joint status report addressing whether petitioner has been removed and, if so, whether the parties agree that this matter is moot.

(2) The Clerk is directed to RE-NOTE the Government's motion to dismiss (Dkt. 10).

## ORDER FOR JOINT STATUS REPORT -

1 for September 29, 2017, and to send copies of this order to the parties and to the Honorable James  
2 L. Robart.

3 Dated this 15th day of September, 2017.

4  
5   
6 Mary Alice Theiler  
7 United States Magistrate Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23