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Counsel for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

JEAN KASHIKOV,

Plaintiff,

v.

KRISTI NOEM, in her official
capacity as Secretary of the U.S.
Department of Homeland Security; and

TODD LYONS, in his official capacity
as Acting Director of U.S. Immigration
and Customs Enforcement

Defendants.

Case No. 3:25-cv-81

**PLAINTIFF'S EMERGENCY MOTION FOR TEMPORARY
RESTRAINING ORDER AND PRELIMINARY INJUNCTION**

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Pursuant to Fed. R. Civ. P. 65 and the Administrative Procedure Act, 5 U.S.C. § 705—and for the reasons stated in the accompanying brief and all pleadings filed—Plaintiff respectfully moves this Court to issue a temporary restraining order, followed by a preliminary injunction:

(i) requiring Defendants Noem and Lyons to restore Plaintiff's F-1 student status in the Student and Exchange Visitor Information System (SEVIS);

(ii) requiring Defendants Noem and Lyons to set aside the F-1 student status termination decision as to Plaintiff;

(iii) prohibiting Defendants Noem and Lyons from terminating Plaintiff's F-1 student status absent a valid ground as set forth in 8 C.F.R. § 214.1(d), and absent an adequate individualized pre-deprivation proceeding before an impartial adjudicator for Plaintiff, in which he will be entitled to review any adverse evidence and respond to such evidence prior to determining anew that his F-1 student status should be terminated;

(iv) prohibiting all Defendants from arresting, detaining, or transferring Plaintiff out of this Court's jurisdiction, or ordering the arrest, detention, or transfer of Plaintiff out of this Court's jurisdiction, without first providing adequate notice to both this Court and Plaintiff's counsel as well as time to contest any such action; and

(v) prohibiting all Defendants from initiating removal proceedings against

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or deporting Plaintiff on the basis of the termination of his F-1 student status.

The grounds for this motion are set forth in Plaintiff's accompanying memorandum of law in support of this motion.

Plaintiff has endeavored to notify Defendants' counsel of this impending motion and the accompanying Verified Complaint (ECF No. 1), including by speaking with staff at the U.S. District Attorney for the District of Alaska. However, as set forth in the Verified Complaint, immediate and irreparable injury, loss, or damage will result to Plaintiff before the adverse parties can be heard in opposition. *See* Verified Compl., ECF No. 1, ¶¶42-43. Accordingly, Plaintiff requests that the Court immediately enter a temporary restraining order. A proposed order is being submitted to the Court contemporaneously with this motion.

Plaintiff also requests that this Court waive the requirement for bond or security. *See* Fed. R. Civ. P. 65(c).

Respectfully submitted this 23 day of April, 2025.

/s/ Nicolas Olano
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