

1 PATRICK D. ROBBINS (CABN 152288)  
Acting United States Attorney  
2 PAMELA T. JOHANN (CABN 145558)  
Chief, Civil Division  
3 ELIZABETH D. KURLAN (CABN 255869)  
Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055  
5 San Francisco, California 94102-3495  
6 Telephone: (415) 436-7298  
Facsimile: (415) 436-6748  
Elizabeth.Kurlan@usdoj.gov

7 Attorneys for Defendants

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11 ARYAN SHAH,  
12 RAMYA KRISHNA KAMATHAM,  
13 ARINDAM ROY,  
14 ARAVIND THIRUNAVUKKARASU,  
15 REZVAN GOLMORADIZADEH,  
16 FARREL GOMARGANA,  
17 MENGQUN YU,  
18 BHAVYA ALPESHKUMAR PATEL,  
19 MINCHUAN WU,  
20 PING-JUI LIAO,  
21 SAI VENKATA RITHIK ANTHAM,  
22 SHIREESH KUMAR GADIDESI,  
23 JUILY MAHORE,  
24 DORCAS OFORI AIDOO,  
25 GM SHASHI,  
26 SONA NIKITHA BOLLAVARAM,  
27 SARATH BODDU,  
28

Case No.: 4:25-cv-3549-JSW  
ORDER GRANTING  
**AMENDED STIPULATION RE: RE-  
ACTIVATION OF SEVIS RECORDS AND  
DISMISSAL; ~~[PROPOSED] ORDER~~**

1 ADESOLA ADEYEMI,  
2 PRAVEEN PILYANAM,  
3 ZHAOHUA ZHANG,  
4 ABIODUN OSENI,  
5 ABDLRAHMAN ALABDALLAH,  
6 NAGA SWAROOP KOTA,  
7 AYWAN DAS,  
8 ANUP MISHRA,  
9 REBIKA BASNET,  
10 TAJRIAN KAMAL,  
11 SAKETH PARUCHURI,  
12 APOORV PANDKAR,  
13 EKUNDAYO ALABI,  
14 NITISH REDDY DAKURI,  
15 JUDITH IHUOMA EWUZIE,  
16 NATALIA JOSEFINA MARTINEZ  
17 URMENETA,  
18 SHARVANI BOLLA,  
19 VIKAS REDDY AMARAVATHI,  
20 BHAVIN PATEL,  
21 RITESH KARNAM,  
22 SURESH BABU GADIPARTHI,  
23 YIZHOU CHEN,  
24 NIKHIL CHOWDARY BONTHU,  
25 OJASVI AGRAWAL,  
26 PAVAN KALYAN REDDY METTUPALLI,  
27 PAVAN KUMAR JALIPARTHY,  
28 SHAHBAZ KHAN,

1 SRINIVASA SAI ANUDEEP GADI,  
2 MAJID ALFIFI,  
3 RAHUL CHERUKURI,  
4 CHANG JOON AHN,  
5 MARIA JOSE ARIAS SAAVEDRA,  
6 SANTOSH KUMAR BAMMIDI,  
7 UKJIN CHOI,  
8 ARMAAN CHOWDHRY,  
9 SUMAN GUGULOTHU,  
10 VOMSREEMANASA JALLI  
11 VENKATARAMANA,  
12 SARTHAK SANJAY KORE,  
13 JUAN PABLO LOPEZ ORDONEZ,  
14 TABREZ KHAN MOHAMMAD,  
15 ONKAR ASHOK MOHITE,  
16 SOUMITRA PALIT,  
17 ARSHROOP SAINI,  
18 ANIL KUMAR SHARMA,  
19 NENGKE LIN,  
20 HUANYANG HE,  
21 SEUNG JIN KIM, and  
22 MAHAN NASERI

Plaintiffs,

v.

24 TODD M. LYONS, in his official capacity as  
25 Acting Director of United States Immigration  
26 and Customs Enforcement,

Defendant.

1  
2  
3 Plaintiffs and Defendant hereby stipulate to the following:

4 1. The Student and Exchange Visitor Information System (“SEVIS”) record for each  
5 Plaintiff in this case has been set back to “active” by the Student and Exchange Visitor Program  
6 (“SEVP”) within Homeland Security Investigations (“HSI”) at U.S. Immigration and Customs  
7 Enforcement (“ICE”).<sup>1</sup>

8 2. The reactivation of each Plaintiff’s SEVIS record shall be considered retroactive to the  
9 date of its initial termination, such that there is no gap or lapse in the Plaintiff’s SEVIS record.  
10 Although the event history will memorialize whatever modifications are made to the SEVIS account, the  
11 effect of this retroactive activation is as though the termination did not happen.

12 3. To the extent any Plaintiff is participating in Optional Practical Training (“OPT”), or  
13 Science, Technology, Engineering and Math (“STEM”) OPT, or Curricular Practical Training (“CPT”),  
14 any authorization end date for OPT, STEM OPT, or CPT has been reset to the end date set forth in the  
15 Plaintiff’s SEVIS record before its termination.

16 4. ICE will not, under its new SEVIS policy announced April 26, 2025, re-terminate the  
17 Plaintiffs’ SEVIS records based solely on the National Crime and Information Center (“NCIC”) record  
18 that led to the initial termination or on any related prudential visa revocation that is effective upon  
19 departure (as set forth in Paragraph 5). However, ICE maintains the authority to terminate a SEVIS  
20 record for other reasons, such as if a student fails to maintain his or her nonimmigrant status after the  
21 record is reactivated or engages in other unlawful activity that would render him or her removable from  
22 the United States under the Immigration and Nationality Act (“INA”).

23 5. As stated in ICE’s new policy, “if State revokes a nonimmigrant visa effective  
24 immediately, SEVP may terminate the nonimmigrant’s SEVIS record based on the visa revocation with  
25 immediate effect, as such a revocation can serve as a basis of removability under INA § 237(a)(1)(B).”

26  
27 <sup>1</sup> Plaintiffs Nikhil Bonthu and Suman Gugulothu currently are in “initial” status in SEVIS  
28 because they recently transferred to new schools and filed for reinstatements while their SEVIS records  
were terminated. These two plaintiffs’ SEVIS records will become “active” once their school transfers  
are complete.

1 A visa revocation that is effective upon departure rather than immediately does not establish  
2 removability under INA § 237(a)(1)(B), and therefore is not, in itself, a basis for termination of the  
3 SEVIS record under the new SEVIS policy.

4 6. Pursuant to INA § 221(i), notice of a visa revocation must be communicated to the  
5 Department of Homeland Security. DHS has not received any communication from the Department of  
6 State that the visas of any of the Plaintiffs in this action have been revoked with immediate effect.

7 7. The termination and reactivation of a Plaintiff’s SEVIS record by SEVP, as set forth in  
8 Paragraph 1 of this Stipulation, will not, in itself, have a negative impact on the adjudication of any  
9 benefit request by United States Citizenship and Immigration Services (“USCIS”). If, while  
10 adjudicating an immigration benefit request, USCIS finds that an F-1 nonimmigrant’s SEVIS record was  
11 terminated and then reactivated by ICE, USCIS will continue processing the benefit request according to  
12 all applicable laws, regulations, policies, and procedures.

13 8. To the extent USCIS issues a request for evidence, notice of intent to deny, or denial  
14 based in whole or part on the termination and reactivation of the Plaintiff’s SEVIS record, counsel for  
15 Defendant agrees to cooperate with Plaintiff’s counsel to ensure USCIS is aware of this Stipulation and  
16 its terms in connection with its consideration or reconsideration of any Plaintiff’s benefits request.

17 9. Defendants shall communicate this Stipulation to the Department of State.  
18 Plaintiffs shall dismiss this action with prejudice.

19  
20 Dated: May 12, 2025

Respectfully submitted,<sup>2</sup>

21 PATRICK D. ROBBINS  
22 Acting United States Attorney

23 s/ Elizabeth D Kurlan  
24 ELIZABETH D. KURLAN  
Assistant United States Attorney

25 *Counsel for Defendant*  
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28 <sup>2</sup> In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all signatories listed herein concur in the filing of this document.

1 Dated: May 12, 2025

s/ Steven A. Brown  
STEVEN A. BROWN  
Reddy Neumann Brown PC  
*Pro Hac Vice*

*Counsel for Plaintiffs*

6  
7 ~~[PROPOSED]~~ ORDER

8 Pursuant to the parties' stipulation, IT IS SO ORDERED. The Clerk shall close this file.

9 Date: May 12, 2025

10   
JEFFREY S. WHITE  
United States District Judge