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NON-DETAINED

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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

In the Matter of:)
)
PIRELA ASCON, Diany Yackelin)
)
)
Petitioner,)
)
v.)
)
Warden of the Otay Mesa)
Detention Facility, Current or Acting Field)
Office Director, San Diego Field Office,)
United States Immigration and Customs)
Enforcement; Current or Acting Director,)
United States Immigration and Customs)
Enforcement; Current or Acting Secretary,)
United States Department of Homeland)
Security; and Current or Acting United)
States Attorney General,)
)
Respondents.)

File No.: 3:25-cv-01111-LL-BLM



**MOTION TO WITHDRAW
HABEAS CORPUS & INJUNCTION**

TO THE HONORABLE COURT:

Petitioner, Diany Yackelin PIRELA ASCON (“Petitioner”) moves to withdraw the habeas petition and injunction filed in the above-referenced matter.

Petitioner filed a habeas corpus petition challenging removal based on health complications stemming from her pregnancy. Since the filing of the petition, the individual has been deported from the United States, which renders the petition moot, because the Court can no longer provide meaningful relief.

In light of the deportation and the mootness of the petition, Petitioner respectfully requests that the Court dismiss the habeas petition without prejudice.

Respectfully Submitted,

//s// Mario Portugal

Mario Portugal Esq.
Attorney for Petitioner