

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

PABLO SALOMON CHICAS TEJADA,)

Plaintiff,)

v.)

TODD M. LYONS, et al.,)

Defendants.)

Case No. 1:25-cv-944

PLAINTIFF’S MOTION TO RETRACT PREVIOUSLY FILED MOTION TO DISMISS

On August 8, 2025, Plaintiff filed a motion to dismiss proceedings based on thinking the lawsuit was no longer necessary.

The Court had given Defendants until August 18 to respond to Plaintiff’s complaint. But probably because Plaintiff filed a motion to dismiss, Defendants probably thought a filing of their response was no longer needed. However, this does not take away from the fact that Defendants did not comply with the Court’s deadline.

As of September 19, 2025, Plaintiff’s motion to dismiss still has not been ruled on.

On September 19, 2025, Plaintiff’s undersigned counsel discovered that ICE is attempting to deport Plaintiff and fly him out of the United States at any moment in the very near future.

Plaintiff filed for appeal and was still in the process of pursuing his immigration relief of cancellation of removal (EOIR-42B).

Based on these facts, Plaintiff continues to wish to pursue this temporary retaining order case.

WHEREFORE, Plaintiff respectfully requests that this Court to retract Plaintiff’s Motion to Dismiss, to halt the Defendants’ attempted deportation of Plaintiff, and issue a new deadline for the Defendants to answer and/or respond to Plaintiff’s complaint.

Respectfully submitted, this 19th day of September 2025



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