

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

MARIO HERNANDEZ ESCALANTE,

Petitioner,

v.

KRISTI NOEM, *et al.*,

Respondents.

Case No.: 25-cv-1799-PX

MOTION TO DISMISS FOR LACK OF SUBJECT-MATTER JURISDICTION

Respondents, by undersigned counsel, pursuant to Federal Rule of Civil Procedure 12(b)(1), hereby move to dismiss the above-captioned case for lack of subject-matter jurisdiction and vacate the Amended Standing Order 2025-01 (ECF No. 2) entered in this case as improvidently entered. The grounds and authorities for this Motion are set forth in the accompanying Memorandum of Law, which Respondents incorporate herein by reference.

WHEREFORE, Respondents respectfully request that the Court grant this Motion to Dismiss for Lack of Subject-Matter Jurisdiction, dismiss the above-captioned action for lack of subject-matter jurisdiction, and vacate the Amended Standing Order 2025-01 (ECF No. 2) entered in this case as improvidently entered.

Respectfully submitted,

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