

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

GUSTAVO BASURTO OJEDA,

Petitioner,

v.

NIKITA BAKER, Director, Baltimore
Field Office, U.S. Immigration and Customs
Enforcement,

Respondent.

Case No.: 1-25-cv-01862-MJM

**PETITIONER'S RESPONSE REGARDING REQUEST FOR
TEMPORARY RESTRAINING ORDER**

Petitioner GUSTAVO BASURTO OJEDA, through undersigned counsel, respectfully submits this response to clarify the status of his prior request for a temporary restraining order (TRO).

At this time, Petitioner withdraws the TRO request without prejudice. He is currently protected by the nationwide preliminary injunction entered in *D.V.D. v. DHS*, No. 25-10676-BEM (D. Mass.), which prohibits third-country removals absent specific procedural safeguards. Petitioner reserves the right to seek emergency relief if that injunction is lifted, violated, or otherwise ceases to apply.

Petitioner also notes that his separate request to prevent transfer out of Maryland is now moot, as he was transferred to Louisiana on Friday, June 13, 2025.

As the Court noted at the June 12 hearing, the transfer does not deprive this Court of jurisdiction over the pending habeas petition. Petitioner will respond to the Government's

combined motion to dismiss or stay Petitioner's habeas petition by June 26, 2025, consistent with Local Rule 105.2(a).

Dated: June 19, 2025

Respectfully submitted,

/s/Christine Somerlock

Christine Somerlock
Maryland Bar No. 21579
Carrillo & Carrillo Law Office
259 W. Patrick Street
Frederick, MD 21701
Telephone: (410) 440-4219
Email: christy@lawoffices.xyz
Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2025, I served a true and correct copy of the foregoing by electronic mail to the following agency official:

Thomas F. Corcoran
Beatrice C. Thomas
Assistant United States Attorney
36 South Charles Street, 4th Floor
Baltimore, Maryland 21201
(410) 209-4800
thomas.corcoran@usdoj.gov
beatrice.thomas@usdoj.gov
Counsel for Respondent

/s/ Christine Somerlock

Christine Somerlock
Counsel for Petitioner