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16 **UNITED STATES DISTRICT COURT**
17 **DISTRICT OF NEVADA**

18 CARLOS JOSE LAZO REYES,

19 Petitioner,
20 v.

21 Michael Bernacke, Director, Salt Lake City
22 Field Office, U.S. Immigration and Customs
23 Enforcement; REGGIE RADER, Police Chief,
24 Henderson Police Department; PAMELA
BONDI, Attorney General of the United States;
KRISTI NOEM, Secretary of Homeland
Security, in their official capacities,

25 Respondents.
26

Case Number: 2:25-cv-01207-CDS-EJY

**JOINT STIPULATION AND
SETTLEMENT**

1 The parties have conferred and hereby jointly **STIPULATE**¹ to the following resolution
2 of this matter.

3 **WHEREAS:**

4 1. Petitioner Carlos Jose Lazo Reyes was issued a Notice to Appear on April 24, 2025,
5 initiating removal proceedings against him.

6 2. The Department of Homeland Security and Petitioner filed a Joint Motion for Pre-
7 Hearing Voluntary Departure on June 27, 2025, which “move[d] the [Immigration] Court to grant
8 [Mr. Lazo] pre-hearing voluntary departure to the country of Venezuela under safeguards, pursuant
9 to INA § 240B(a). The parties stipulate that [Mr. Lazo]’s voluntary departure to Venezuela will
10 occur via a direct flight from the United States to Venezuela coordinated by the U.S. government.”
11

12 3. The Immigration Judge granted the joint motion for pre-hearing voluntary
13 departure on June 30, 2025.

14 4. Petitioner filed this petition for a writ of habeas corpus on July 3, 2025, alleging
15 that Respondents intended to remove Petitioner to Mexico in violation of the grant of voluntary
16 departure to Venezuela, and sought a Temporary Restraining Order.
17

18 5. The Court issued a Temporary Restraining Order on the evening of July 3, 2025,
19 restraining Respondents from removing Mr. Lazo from the District of Nevada until July 8, 2025
20 at 5:30 p.m.

21 6. The Court has scheduled a hearing for July 8, 2025 at 11:00 am.
22
23
24

25 ¹ The Court’s Temporary Restraining Order [ECF No. 3] ordered Respondents to respond to
26 the petition for writ of habeas corpus by July 7 at 4:00 pm. The Parties agree that this Joint
27 Stipulation constitutes the Government’s response.

NOW, THEREFORE:

1
2 1. The Department of Homeland Security agrees to abide by the terms of the
3 Immigration Judge's June 30, 2025 grant of voluntary departure to Venezuela—to wit,
4 Respondents will facilitate Petitioner's voluntary departure to Venezuela via direct flight.

5 2. The Department of Homeland Security will effectuate Respondent's voluntary
6 departure to Venezuela as soon as possible and will make every effort to effectuate such voluntary
7 departure by the end of July 2025, subject to the availability of the scheduled flights to Venezuela.
8 In no event, however, shall the voluntary departure be effectuated later than August 29, 2025.
9

10 3. The Parties agree that the Court's July 3, 2025 Temporary Restraining Order should
11 be allowed to expire, thereby permitting the Department of Homeland Security to comply with the
12 terms of the Immigration Judge's grant of voluntary departure to Venezuela and this Stipulation.

13 4. The Parties agree this action should be stayed pending the action contemplated
14 above.

15 5. In light of this Stipulation, the Parties submit that the hearing currently set for July
16 8, 2025 at 11:00 am may be vacated.
17

18 6. Upon confirmation of the effectuation of Petitioner's voluntary departure to
19 Venezuela via direct flight in compliance with the Immigration Judge's order and this Stipulation,
20 Petitioner will voluntarily dismiss this Action with prejudice.

21 7. Notwithstanding the expiry of the Temporary Restraining Order, the parties agree
22 that this Stipulation is enforceable by the Court and the enforceability shall terminate upon
23 Petitioner's arrival in Venezuela pursuant to the terms of the Stipulation and the voluntary
24 departure agreement.
25
26
27

1 Dated: July 7, 2025

Respectfully submitted,

2 /s/ Jerrell L. Berrios

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