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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Saul Amezcua-Penaloza,

Petitioner,

v.

John Cantu, Field Office Director of
Phoenix Office of Detention and
Removal, U.S. Immigration and
Customs Enforcement, U.S. Department
of Homeland Security, et al.

Respondents.

Case No.: 2:25-cv-02447-DJH-CDB

**NOTICE OF NON-OPPOSITION
TO MOTION FOR TEMPORARY
RESTRAINING ORDER**

Respondents, by and through undersigned counsel, hereby give notice to this Court of their non-opposition to Petitioner's Motion for Temporary Restraining Order and the relief requested therein (Doc. 2).

Petitioner filed the Habeas Petition and Motion for Temporary Restraining Order in this case on July 12, 2025. (Docs. 1, 2). On July 14, 2025, the Court ordered Plaintiff to serve Respondents and ordered Respondents to respond to the Temporary Restraining

1 Order by July 22, 2025. Doc. 8. The United States Attorney's Office was served with
2 the Habeas Petition and Motion for Temporary Restraining Order on July 15, 2025.

3 On Friday, July 18, 2025, undersigned counsel was informed that U.S.
4 Immigration and Customs Enforcement (ICE), Enforcement and Removal Operations
5 (ERO) had put in a request internally to process Petitioner for release. Accordingly,
6 undersigned counsel requested a ten-day extension to file a Response to the Motion for a
7 Temporary Restraining Order in an effort to resolve the matter by securing Petitioner's
8 release.

9 However, to date, ICE has not completed processing of the internal request from
10 ERO for Petitioner's release. Accordingly, the Government hereby gives notice to the
11 Court that Respondents do not oppose Petitioner's motion for a temporary restraining
12 order and the relief requested therein (Doc. 2).

13 Respectfully submitted this 1st day of August, 2025.

14 TIMOTHY COURCHINE
15 United States Attorney
16 District of Arizona

17 s/Theo Nickerson
18 THEO NICKERSON
19 Assistant United States Attorney
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CERTIFICATE OF SERVICE

I hereby certify that on August 1, 2025, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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s/Mary Simeonoff
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