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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

**STATUS UPDATE IN RESPONSE
TO COURT'S AUGUST 20, 2025
ORDER (Doc. 20)**

INTRODUCTION

On August 5, 2025, this Court issued an Order (Doc. 14) granting Petitioner's Motion for a Temporary Restraining Order and Preliminary Injunction (Doc. 2). The Court ordered Petitioner released from the custody of United States Immigration and Customs Enforcement ("ICE"). Doc. 14. On August 6, 2025, ICE released Petitioner from immigration custody pursuant to an Order of Release on Recognizance. *See* Doc. 15, Exhibit A. On August 7, 2025, Respondents filed a status report indicating to the Court that Petitioner had been released. Doc. 15. On August 12, 2025, Petitioner filed a

1 status report making several allegations against Respondents about the circumstances
2 concerning Petitioner's release from ICE custody. Doc. 16. On August 14, 2025, the
3 Court ordered Respondents to respond to the allegations in Petitioner's status report
4 concerning the circumstance of Petitioner's release from ICE custody. Doc. 17.
5 Respondents responded to the allegations on August 19, 2025. Doc. 19.

6 On August 20, 2025, the Court issued an order noting that Respondents had
7 acknowledged in their status update that they had released Petitioner on August 6, 2025,
8 subject to ankle monitoring and were continuing to hold Petitioner's governmental
9 documents, including Petitioner's driver's license and work authorization card. Doc. 20.
10 The Court further noted that despite entry of non-opposition to the Temporary
11 Restraining Order, Petitioner was not restored to the status quo ante because he was still
12 subject to ankle monitoring and has not had his government documents returned. *Id.* The
13 Court ordered Respondents to file a status update explaining why Petitioner was not
14 released pursuant to the "status quo." *Id.*

15 **STATUS UPDATE IN RESPONSE TO COURT'S AUGUST 20, 2025 ORDER**

16 On August 6, 2025, Petitioner was released subject to an ankle monitor as part of
17 the Alternatives to Detention Program (ATD), by Phoenix Immigration and Customs
18 Enforcement (ICE), Enforcement and Removal Operations (ERO), which was charged
19 with supervising his release. Doc. 19, Exhibit A. On August 25, 2025, Petitioner
20 reported to Phoenix ICE-ERO. Exhibit A. When he reported to ICE/ERO, his
21 participation in the ATD program was terminated and his ankle monitor removed. *Id.*
22 Petitioner is no longer subject to any restrictions on his release. *Id.* Also on August 25,
23 2025, Petitioner's government issued documents, including his driver's license and work
24 authorization card were mailed to Petitioner by next day mail. Exhibit B. Accordingly,
25 Petitioner has been restored to status quo ante.

1 Respectfully submitted this 26th day of August, 2025.

2 TIMOTHY COURCHaine
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CERTIFICATE OF SERVICE

I hereby certify that on August 26, 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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