

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 1:25-CV-02205-WJM-STV

DENNIS AROSTEGUI-MALDONADO,

Petitioner,

v.

JUAN BALTAZAR, in his official capacity as warden of the Aurora Contract Detention Facility,

ROBERT GUADIAN, in his official capacity as Field Office Director, Denver, U.S. Immigration and Customs Enforcement,

KRISTI NOEM, in her official capacity as Secretary, U.S. Department of Homeland Security,

TODD LYONS, in his official capacity as Acting Director of Immigration and Customs Enforcement,

PAMELA BONDI, in her official capacity as Attorney General of the United States,

Respondents.

PETITIONER'S RESPONSE TO ORDER, ECF NO. 61

Petitioner, Dennis Arostegui-Maldonado ("Mr. Maldonado"), through his *pro bono* counsel, hereby submits this Response to the Court's Order requesting briefing on the issue of the Court's retention of jurisdiction during the pendency of the Respondents' appeal to the Tenth Circuit.

1. Petitioner acknowledges and concurs with Respondents' Response to Order, ECF No. 61 ("Respondents' Response") to the extent that Respondents' Response states that this Court's "question regarding the extent of its jurisdiction while Respondents' appeal of the PI Order is pending with the Tenth Circuit has been

rendered moot." ECF No. 63. Petitioner further concurs that the Tenth Circuit's grant of Respondents' unopposed motion for voluntary dismissal of appeal means that "the Court's question regarding its jurisdiction during a pending appeal has been resolved." *Id.*; Order, *Arostegui-Maldonado*, Dkt. No. 8 (10th Cir. Oct. 10, 2025).

2. Petitioner takes no position on any other statement or assertion in Respondents' Response.

Dated: October 10, 2025.

DAVIS GRAHAM & STUBBS LLP

/s/ Nicholas Moskevich

Thomas P. Johnson
Nicholas Moskevich
Tara Lessar
3400 Walnut Street, Suite 700
Denver, CO 80205
Telephone: 303.892.9400
Facsimile: 303.893.1379
Email: tom.johnson@davisgraham.com
nick.moskevich@davisgraham.com
tara.leesar@davisgraham.com

Laura Lunn
ROCKY MOUNTAIN IMMIGRANT ADVOCACY
NETWORK
7301 N. Federal Blvd, Ste. 300
Westminster, CO 80030
Telephone: (720) 370-9100
Email: llunn@rmian.org

*Pro Bono Attorneys for Petitioner Dennis
Arostegui-Maldonado*