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Attorneys for the Federal Respondents

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARLON OMAR BACA BELTRAND,

Petitioner,

v.

Jason KNIGHT, Acting Las Vegas/Salt
Lake City Field Office Director,
Enforcement and Removal Operations,
United States Immigration and Customs
Enforcement (ICE); John MATTOS,
Warden, Nevada Southern Detention
Center; Joseph B. EDLOW, Director
USCIS; Ted H. KIM, Associate Director
USCIS Asylum and International
Operations; Charles WALL, Principal Legal
Advisor ICE Office of the Principal Legal
Advisor; Sandra D. ANDERSON, Chief
Counsel USICE; Kristi NOEM, Secretary,
United States Department of Homeland
Security; Pamela BONDI Attorney General
of the United States, Executive Office for
Immigration Review,

Respondents.

Case No. 2:25-cv-01430-CDS-EJY

Federal Respondents' Status Report

The Federal Respondents respectfully submit this Status Report. At the motion hearing held on September 17, 2025, the Court, *inter alia*, granted Petitioner Marlon Omar Baca Beltrand's ("Petitioner" or "Beltrand") motion for a Temporary Restraining Order (ECF No. 21) and directed the Federal Respondents to submit a witness declaration explaining why Petitioner was removed from expedited removal proceedings under INA § 235 (8 U.S.C. § 1225).

1 After the hearing, undersigned counsel informed the Federal Respondents of the
2 Court's order, granting the motion for a Temporary Restraining Order, and its request for a
3 witness declaration. In lieu of a witness declaration, Federal Respondents respectfully submit
4 this Status Report at this time. As a matter of law, the Department of Homeland Security
5 cannot place the petitioner in expedited removal proceedings while his INA § 240 proceedings
6 remain pending. As his INA § 240 proceedings are still pending, with a matter before the
7 Board of Immigration Appeals, and expedited removal is not appropriate. Release of
8 additional information could directly impact DHS's law enforcement functions and its ability
9 to investigate cases on a going forward basis. If additional information becomes available,
10 Federal Respondents will supplement accordingly.

11 Respectfully submitted this 19th day of September 2025.

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13 SIGAL CHATTAH
Acting United States Attorney

14 /s/ Christian R. Ruiz
15 CHRISTIAN R. RUIZ
Assistant United States Attorney
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