

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

ALEX MANUEL REYES CALDERON

Petitioner,

v.

E.L. TATUM, JR., Warden of the Federal Correctional Institute, Berlin; **PATRICIA H. HYDE**, Acting Field Office Director of the Immigration and Customs Enforcement, Enforcement and Removal Operations, Boston Field Office; **TODD LYONS**, Acting Director, U.S. Immigration and Customs Enforcement; **KRISTI NOEM**, Secretary of U.S. Department of Homeland Security; **PAMELA BONDI**, U.S. Attorney General;

Respondents.

Case docket: 1:25-cv-00300-SE-TSM

PETITIONER'S ASSENTED-TO MOTION FOR VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Petitioner moves to dismiss his habeas corpus petition voluntarily without prejudice. *See also* Rules 12 and 1(b) of the Rules Governing Section 2254 Cases. On September 11, 2025, Petitioner received a removal order from the Immigration Judge (IJ). On September 12, 2025, Petitioner filed a motion to hold the case in abeyance for 30 days to determine whether he seeks to appeal the removal order. Upon further investigation, as Petitioner no longer wishes to contest his removal, Petitioner seeks to dismiss his habeas corpus petition. Respondents assent-to this Motion.

WHEREFORE, Petitioner respectfully requests that this Honorable Court:

- A. Grant this Motion to dismiss without prejudice; and
- B. Grant such other and further relief as may be just and equitable.

Date: September 12, 2025

Respectfully submitted,

Alex Manuel Reyes Calderon,

By his attorneys,

/s/ SangYeob Kim

Gilles R. Bissonnette (NH Bar: 265393)

SangYeob Kim (NH Bar: 266657)

Chelsea Eddy (NH Bar: 276248)

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