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GREEN | EVANS-SCHROEDER, PLLC

130 W. Cushing Street

Tucson, AZ 85718

Tel. (520) 882-8852

Fax (520) 882-8843

Jesse Evans-Schroeder | Arizona Bar No. 027434

Email: jesse@arizonaimmigration.net

Ami Hutchinson | Arizona Bar No. 039150

Email: ami@arizonaimmigration.net

Attorneys for Petitioner

Thai Quang Quach

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Thai Quang Quach,

Petitioner-Plaintiff,

v.

M. Martinez, et al.,

Respondents-Defendants.

Case No. 2:25-CV-02937-JJT-JFM

**PETITIONER'S UNOPPOSED
MOTION FOR DISMISSAL
PURSUANT TO F.R.C.P.
41(a)(2)**

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Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Petitioner Thai Quang Quach, through undersigned counsel, requests dismissal of this action with prejudice. In response to the Court’s recent Order (Doc. 28, dated Oct. 28, 2025), undersigned counsel received confirmation from Petitioner’s family on October 26, 2025, that Petitioner has been removed from the United States. Consequently, the parties agree that the controversies—both the Petition and Amended for Writ of Habeas Corpus (Docs. 1, 17) and the Motion for Preliminary Injunction (Doc. 18)—have become moot and are not feasibly capable of repetition. *See Cty. of Los Angeles v. Davis*, 440 U.S. 625, 631 (1979). *See also, e.g., City of Erie v. Pap’s A.M.*, 529 U.S. 277, 287 (2000) (holding that a case becomes moot “when the challenged conduct ceases such that ‘there is no reasonable expectation that the wrong will be repeated’”) (quoting *United States v. W.T. Grant Co.*, 345 U.S. 629, 633 (1953)).

Based on the foregoing, Petitioner respectfully requests that this Court dismiss the instant proceeding with prejudice, all parties to bear their own fees and costs. Respondents do not oppose this motion.

Dated: October 28, 2025

Respectfully Submitted,

/s/Ami Hutchinson
Ami E. Hutchinson
Attorney for Petitioner-Plaintiff