

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

VÍCTOR OMAR BONILLA
ÁLVAREZ,
Petitioner-Plaintiff,

File No. 1:25-cv-03136-AHA

vs.

**UNOPPOSED MOTION FOR
VOLUNTARY DISMISSAL**

F. R. Civ. P., Rule 41

KRISTI NOEM, TODD LYONS,
Unknown WARDEN, PETE
HEGSETH, and MARCO RUBIO.
Respondents-Defendants.

Motion for Voluntary Dismissal

The Petitioner-Plaintiff respectfully requests that the Court allow him to voluntarily dismiss this action without prejudice, and without awarding fees, and further shows as follows:

1. The Petition and Supplemental Complaint in this civil action were brought to challenge Petitioner-Plaintiff's detention at Guantanamo Bay Naval Station, and thereafter, his third-country removal to Mexico.
2. Petitioner-Plaintiff was a civil detainee who was indigent and proceeded *in forma pauperis*. Upon his deportation to Mexico, he remained destitute.
3. Respondents-Defendants filed a Motion to Dismiss (ECF # 18) on October 29, 2025. Petitioner-Plaintiff's reply thereto is due November 7, 2025 per the Court's scheduling order. Petitioner-Plaintiff remains aggrieved by the acts complained-of and does not concede that his matter should be dismissed on either the merits nor the procedural issues cited by Respondents-Defendants.
4. Nevertheless, at this juncture, Petitioner-Plaintiff wishes to voluntarily dismiss

his claims without prejudice.

5. Additionally, the Petitioner-Plaintiff does not intend to seek any award of attorney's fees upon the conclusion hereof. The Petitioner-Plaintiff would respectfully request that the parties bear their own costs and that no fees be awarded.
6. There are no pending counterclaims by Respondents-Defendants.
7. Counsel for Respondent-Defendants indicated she does **not oppose** this motion.

Wherefore, undersigned counsel respectfully requests that this Complaint be Voluntarily Dismissed without Prejudice pursuant to the provisions of Rule 41 of the Federal Rules of Civil Procedure.

Respectfully submitted, this the 7th day of November, 2025.

THE LAW OFFICE OF DERRICK J. HENSLEY, PLLC

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this date, I filed the foregoing using the CM/ECF system, which will send a notice of this filing to counsel for Respondents.

Dated: 11/7/2025

/s/ Derrick J. Hensley
Counsel for Petitioner-Plaintiff