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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

_____	)	
Elmer OSEGUERA MELGAR,	)	Civ. No. 5:25-cv-25-1158
	)	
Petitioner-Plaintiff,	)	
	)	
v.	)	<b>NOTICE OF VOLUNTARY</b>
	)	<b>DISMISSAL PURSUANT TO F.R.C.P.</b>
	)	<b>41(a)(1)(A)(i)</b>
PAM BONDI,	)	
United States Attorney General, et al.,	)	
	)	
Respondents-Defendants.	)	
_____	)	

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Petitioner Elmer Oseguera Melgar hereby gives notice of the voluntary dismissal of this action without prejudice. Respondents have not filed an answer or a motion for summary judgment. This dismissal is based on it becoming moot because the Petitioner accepted a grant of voluntary departure to Honduras, on Thursday, October 8, 2025, at the Pearsall Immigration Court. The acceptance of pre-merits voluntary departure on October 8, 2025, means he accepts voluntary departure "prior to the completion of [removal] proceedings." 8 U.S.C. § 1229c(a)(1). He has waived all right to relief or appeal. This fact has rendered the relief sought in this habeas action moot.

Petitioner respectfully requests that the Court terminate this matter.

Respectfully submitted on this the 20th day of October, 2025.

s/ Stephen O'Connor  
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**CERTIFICATE OF SERVICE**

I hereby certify that on October 20, 2025 I electronically filed the foregoing Notice of Voluntary Dismissal with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

Respectfully submitted,

s/ Stephen O'Connor  
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