

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LAZARO EZEQUIEL AJCAC CULAY,

Petitioner,

v.

25-CV-00900-JLS

JOSEPH FREDEN, Deputy Field Office Director, Buffalo
Field Office, U.S. Immigration and Customs Enforcement, et
al.

Respondents.

NOTICE OF MOTION

MOVING PARTY:

Respondents

PLACE:

The Honorable John L. Sinatra, Jr.
United States District Judge
Robert H. Jackson United States Courthouse
2 Niagara Square
Buffalo, New York 14202

RELIEF SOUGHT:

Respondents respectfully move for an Order
dismissing the Petition pursuant to Federal Rule
of Civil Procedure 12(b)(6).

RETURN DATE:

Absent court order, Local Rule of Civil
Procedure 12(b)(2)(B) provides that any
responding papers be filed within 14 days of the
motion and any reply filed within 7 days of the
responding papers.

PAPERS SUBMITTED:

Memorandum of Law

Respondents reserve the right to submit reply papers to any opposition which may be
filed.

Respectfully submitted,

MICHAEL DIGIACOMO
United States Attorney
Western District of New York

BY: /s/ ADAM A. KHALIL
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DATED: November 5, 2025
Rochester, New York