

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LUIS ANTONIO FALCON TENELEMA,

Case No. 25-cv-902-MAV

Petitioner,

v.

JOSEPH E. FREDEN, in his official capacity as
ICE Deputy Field Office Director, et al.

Respondents.

**NOTICE OF MOTION TO EXPEDITE CONSIDERATION OF PETITIONER'S
TEMPORARY RESTRAINING ORDER**

PLEASE TAKE NOTICE that pursuant to Local Civil Rule 7(d)(1), and based on the Declaration of Todd C. Pomerleau, Esq. dated November 25, 2025, Petitioner Luis Falcon Tenelema moves for an order granting an expedited hearing on the accompanying motion for a temporary restraining order preventing Respondents from removing petitioner from the United States due to a final order of removal before the Hon. Meredith Vacca, U.S. District Judge for the Western District of New York located at the Kenneth B. Keating Federal Building, 100 State Street, Rochester, New York 14614, at a time set by the Court.

Petitioner has due process constitutional and Administrative Procedure Act claims related to his application for a T-Visa, which are issued to those who have endured human trafficking. These claims are unrelated to his order of removal. Petitioner submits that he will face irreparable harm as he will be unable to vindicate his constitutional and legal rights if he is removed before the Court has an opportunity to consider his petition.

Petitioner respectfully submits that the Court enter a briefing an hearing schedule that permits the Court to rule on the Temporary Restraining Order as soon as possible to avoid Petitioner's removal.

PETITIONER RESERVES THE RIGHT TO SUBMIT REPLY PAPERS

Dated: November 26, 2025
Boston, Massachusetts

Respectfully Submitted,

/s/ Todd C. Pomerleau
Todd C. Pomerleau