

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

Civil Action No. 25-cv-03463-NYW

YUNIER SABORIT AGUILAR,

Petitioner,

v.

KRISTI NOEM, in her official capacity as Secretary of the Department of Homeland Security;  
PAMELA BONDI, in her official capacity as Attorney General of the United States;  
TODD LYONS, in his official capacity as Acting Director and Senior Official Performing the Duties of the Director of U.S. Immigration and Customs Enforcement;  
ROBERT HAGAN,<sup>1</sup> in his official capacity as Field Office Director of the Denver Field Office of U.S. Immigration and Customs Enforcement, Enforcement and Removal Operations; and  
JUAN BALTAZAR, in his official capacity as Warden of the Aurora Contract Detention Center,

Respondents.

---

**STATUS REPORT RE: STATUS OF SERVICE PURSUANT TO  
COURT'S OCTOBER 31, 2025 ORDER (ECF No. 13)**

---

Respondents file this status report to inform the Court that the U.S. Attorney's Office, as counsel for Respondents, received service by overnight mail as of today, November 10, 2025, of the Court's Order dated October 31, 2025, ECF No. 13, and will file their response within seven days of today—on or before November 17, 2025—showing cause why the Verified Petition for a Writ of Habeas Corpus ("Petition"), ECF No. 1, should not be granted.

---

<sup>1</sup> Pursuant to Fed. R. Civ. P. 25(d), Robert Hagan is substituted as Field Office Director of the Denver Field Office of U.S. Immigration and Customs Enforcement, Enforcement and Removal Operations.

Petitioner Yunier Saborit Aguilar filed the Petition on October 30, 2025. ECF No. 1. That same day, Petitioner filed a Motion for Order to Show Cause. ECF No. 8. On October 31, 2025, the Court granted the Motion for Order to Show Cause in part, instructing Petitioner to serve Respondents with a copy of the Petition, any accompanying papers, and a copy of the October 31, 2025 Order “by e-mail and by overnight mail” on or before November 3, 2025, and directing Respondents to show cause why the Petition should not be granted “[w]ithin seven days of service.” ECF No. 13 at 4.

On November 3, 2025, Petitioner filed a Certificate of Mailing/Service on the docket, indicating that Petitioner had emailed a copy of the Petition, ECF No. 1; the Motion for Order to Show Cause, ECF No. 8; Petitioner’s Motion for Temporary Restraining Order, ECF No. 11; and the Court’s October 31, 2025 Order, ECF No. 13, to Kevin Traskos, Civil Division Chief, United States Attorney’s Office for the District of Colorado. ECF No. 15 at 1. The Certificate of Mailing/Service also showed that these documents had been mailed via FedEx overnight delivery to each of the five Respondents individually. *Id.*

However, Petitioner did not serve a copy of the documents on counsel for Respondents at the United States Attorney’s Office for the District of Colorado via overnight mail. *See generally* ECF No. 15. On November 5, 2025, undersigned counsel for Respondents informed counsel for Petitioner that the United States Attorney’s Office had not yet received service by overnight mail of the required documents. On November 7, 2025, counsel for Petitioner informed undersigned

counsel that they would serve the documents on the United States Attorney's Office via overnight mail that same day.

On November 10, 2025, the United States Attorney's Office for the District of Colorado received copies of the Petition, the Motion for Order to Show Cause, the Motion for Temporary Restraining Order, and the Court's October 31, 2025 Order via FedEx. As service is now complete as of November 10, 2025, Respondents' response showing cause why the Petition should not be granted is due November 17, 2025 (seven days after service). See ECF No. 13 at 4. Respondents will file their response on or before that date.

Dated: November 10, 2025

Respectfully submitted,

PETER MCNEILLY  
United States Attorney

s/ Alicia Alvero Koski  
**Alicia Alvero Koski**  
Assistant United States Attorney  
United States Attorney's Office  
1801 California Street, Suite 1600  
Denver, Colorado 80202  
Telephone: (303) 454-0100  
Email: [alicia.alvero.koski@usdoj.gov](mailto:alicia.alvero.koski@usdoj.gov)  
Counsel for Respondents

**CERTIFICATE OF SERVICE**

I hereby certify that on November 10, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.

s/ Alicia Alvero Koski  
**Alicia Alvero Koski**  
Assistant United States Attorney  
Counsel for Respondents