

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ALEX SANCHEZ-BENITEZ,

Petitioner,

v.

6:25-CV-6624-EAW

TAMMY MARICH¹ et. al.,

Respondents.

NOTICE OF MOTION

MOVING PARTY: Respondents

PLACE: The Honorable Elizabeth A. Wolford
Chief United States District Judge
Kenneth B. Keating Federal Building
100 State Street
Rochester, New York 14614

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

PAPERS SUBMITTED: Memorandum of Law

Respondents reserve the right to submit reply papers to any opposition which may be filed. If this motion be denied, Respondents respectfully request 14 days from the time of the order dismissing the motion to submit a substantive response to the Petition.

DATED: November 21, 2025
Rochester, New York

MICHAEL DIGIACOMO
United States Attorney

¹ Stephen Kurzdorfer previously served as the Acting Field Office Director for the Buffalo Field Office of U.S. Immigration & Customs Enforcement, and was replaced by Tammy Marich. Tammy Marich is automatically substituted pursuant to Federal Rule of Civil Procedure 26(d).

Western District of New York

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