

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

Civil Action No. 25-cv-03475-RMR

IRENE FLORES-MENDOZA,

Petitioner,

v.

JUAN BALTAZAR, in his official capacity as Warden of the Aurora Contract Detention Facility,

ROBERT GUADIAN, in his official capacity as Field Office Director, Denver, U.S. Immigration and Customs Enforcement,

KRISTI NOEM, in her official capacity as Secretary, U.S. Department of Homeland Security,

TODD LYONS, in his official capacity as Acting Director of Immigration and Customs Enforcement,

PAMELA BONDI, in her official capacity as Attorney General of the United States,

Respondents.

STATUS REPORT

Respondents file this status report to respond to the Court's order requesting "a status report no later than 5:00 P.M. today, November 4, 2025 . . . informing the Court of Petitioner's removal status." ECF No. 14. In brief, as described below, Petitioner has not been removed. She is presently being held by Immigration and Customs Enforcement ("ICE") at the Aurora Contract Detention Facility in Aurora, Colorado, and is subject to a hold preventing her removal.

Undersigned counsel received an email from Petitioner's counsel at 8:29 A.M. on the morning of November 4, 2025, requesting confirmation that Petitioner would not be moved from the Aurora Contract Detention Facility and indicating that counsel intended

to file an emergency motion with the Court.

Soon thereafter, undersigned counsel contacted ICE personnel to determine Petitioner's status.¹ ICE personnel informed undersigned counsel that they were looking into Petitioner's status. Shortly after 9:00 A.M., Petitioner's counsel filed the Emergency Motion for Temporary Restraining Order, seeking an order from the Court enjoining Petitioner's transfer from the District of Colorado or removal from the United States. ECF No. 12 (the "Motion"). Undersigned counsel informed ICE personnel of the Motion and the requested relief. ICE personnel later contacted undersigned counsel and informed him that Petitioner had been part of a transport from the Aurora Contract Detention Facility to the airport on the morning of November 4, 2025, for removal to Mexico. After ICE personnel were notified of the Motion, ICE Enforcement and Removal Operations returned Petitioner to the Aurora Contract Detention Facility. Undersigned counsel then informed Petitioner's counsel that Petitioner had been returned to the Aurora Contract Detention Facility. Petitioner remains at the Aurora Contract Detention Facility.

At 1:59 P.M., the Court ordered that "Respondents SHALL NOT REMOVE Petitioner from the District of Colorado or the United States unless or until this Court or the Court of Appeals for the Tenth Circuit vacates this Order." ECF No. 14.

Undersigned counsel provided this order to ICE personnel. ICE personnel have confirmed that a hold has been placed on Petitioner, preventing her transfer from the

¹ Undersigned counsel obtained this information from ICE personnel. Because the Court has requested the status report by 5:00 P.M. today, undersigned counsel has not had the opportunity to obtain a declaration from ICE personnel setting forth the facts.

District of Colorado or removal from the United States unless or until this Court or the Tenth Circuit vacates the order.

Respondents anticipate providing a more detailed account of the facts surrounding Petitioner's immigration history and the status of removal efforts as part of its response to Petitioner's Motion for a Temporary Restraining Order and/or Preliminary Injunction, which is due on November 10, 2025.

Dated November 4, 2025

PETER MCNEILLY
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s/ Benjamin Gibson
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Counsel for Respondents Juan Baltazar,
Robert Guadian, Kristi Noem, Todd
Lyons, and Pamela Bondi in their official
capacities

CERTIFICATE OF SERVICE

I hereby certify that on November 4, 2025, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following e-mail addresses:

llunn@rmian.org

Anji.Hamilton@gmail.com

Shereld@rmian.Org

s/ Benjamin Gibson
U.S. Attorney's Office