

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

Civil Action No. 25-cv-03638-RMR-CYC

NORBERTO FRANCO SANCHEZ,

Petitioner,

v.

JUAN BALTAZAR, Warden, Denver Contract Detention Facility, Aurora, Colorado,
ROBERT HAGAN, Director, Denver Field Office, U.S. Immigration & Customs
Enforcement,
TODD M. LYONS, Acting Director, U.S. Immigration and Customs Enforcement,
KRISTI NOEM, Secretary, U.S. Department of Homeland Security, and
PAMELA BONDI, Attorney General, U.S. Department of Justice,

Respondents.

RESPONSE TO COURT'S ORDER TO SHOW CAUSE (ECF No. 14)

Respondents hereby respond to the Court's November 20, 2025, Order (ECF No. 14) directing Respondents to respond to Petitioner's Motion for Temporary Restraining Order (ECF No. 12) ("Motion") and to show cause why Petitioner's Petition for Writ of Habeas Corpus (ECF No. 1) ("Petition") should not be granted.

In his Petition and Motion, Petitioner requested that the Court either order Respondents to immediately release him from custody or to provide a bond hearing before an immigration judge. See ECF No. 1 at 26 (requesting immediate release or a bond hearing); ECF No. 12 at 1 (requesting immediate release). On November 25, 2025, Respondents released Petitioner from custody. Exhibit A, Declaration of A. Hall (Nov. 26,

2025), ¶ 3. Immediately following Petitioner's release, undersigned counsel informed counsel for Petitioner via email and telephone of his release.

Because the Petition and Motion seek release from ICE detention, and that release has already occurred, this case is now moot, and the Court lacks jurisdiction over this action. *See Rio Grande Silvery Minnow v. Bureau of Reclamation*, 601 F.3d 1096, 1110 (10th Cir. 2010) ("The crucial question [in determining mootness] is whether granting a *present* determination of the issues offered will have some effect in the real world." (emphasis in original)).

The Petition and Motion should be denied as moot, and the case should be dismissed. Additionally, given that Petitioner is no longer in ICE custody, the Court should vacate its order prohibiting Respondents from removing Petitioner from this District or from the United States. *See* ECF No. 14.

Submitted: November 26, 2025

PETER MCNEILLY
United States Attorney

s/ Logan P. Brown

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Counsel for Respondents

CERTIFICATE OF SERVICE

I hereby certify that on November 26, 2025, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to counsel of record.

s/ Logan P. Brown
U.S. Attorney's Office