

answer, nor a motion for summary judgment. Furthermore, this dismissal is without prejudice, as Plaintiff has not previously dismissed any federal or state court action based on or including the same claim. *Id*

Plaintiff states the following in support of this Notice of Voluntary Dismissal:

Factual and Procedural History

1. Petitioner is a twenty-one year old male native and citizen of Cuba. *See attached*, Exhibit A: Petitioner's Identification. He fled Cuba on October 16, 2022 due to persecution and threats of violence against him because of his previous political activism in that country. *See attached*, Exhibit B: Petitioner's Form I-589 Application for Asylum.
2. On October 18, 2022, Petitioner entered the United States without inspection near Marathon, Florida. *See attached*, Exhibit C: Record of Sworn Statement in Proceedings under Section 235(b)(1) of the INA.
3. On that same day, an Immigration Officer determined Petitioner was inadmissible and gave a notice and order of expedited removal. He was then released from custody and asked to check in with ICE Enforcement and Removal Operations *See attached*, Exhibit D: Notice of Order and Expedited Removal.
4. On May 2, 2023, Petitioner filed to a Form I-589 Application for Asylum and for Withholding of Removal under the Convention Against Torture with USCIS. *See attached*, Exhibit B: *supra*.
5. On November 8, 2023 Petitioner was issued an Employment Authorization Document under the asylum category. *See attached*, Exhibit E: Work Permit

6. On September 15, 2025, Petitioner was detained by ICE officers at his credible fear interview at USCIS offices. He was transferred to Joe Corley.
7. On September 24, 2025, the court conducted a credible fear review, at the conclusion of which the court affirmed the findings and conclusions of the Asylum Officer and returned the case to the DHS for respondent to be removed from the United States. *See attached, Exhibit F: Order of the Immigration Judge.*
8. On that same day, after further review of the case, the Court determined that necessary components of the DHS credible fear determination were missing and ordered that the Court's September 24, 2025, oral decision and order affirming the findings and conclusions of the Asylum Officer is withdrawn and the DHS credible fear determination is vacated. *See attached, Exhibit F, supra.*
9. On November 7, 2025, Petitioner sent a parole request packet to U.S. Immigration and Customs Enforcement asking for a bond amount to be set to \$1500. The parole request has not been granted by ICE. *See attached, Exhibit G, Parole Request Packet.*
10. Petitioner was currently being detained under ICE custody undergoing removal proceedings at the Joe Corley Processing Center.
11. Petitioner hereby notifies the Court that he was removed from the United States on November 13, 2025.

In light of Petitioner's departure from the United States, the relief sought through his previously filed Writ of Mandamus has been rendered moot. Accordingly, Petitioner respectfully submits this NOTICE OF VOLUNTARY DISMISSAL, and requests that the Court dismiss this action in its entirety.

Respectfully submitted,

/s/Matthew Mendez

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CERTIFICATE OF SERVICE

On November 14, 2025, Counsel for Plaintiff served a copy of the attached Motion via USPS Mail, in compliance with Rule 4 of Federal Rules of Civil Procedure, upon the **Respondent, Grant Dickey, in his Official Capacity as Co-Associate Warden of the Joe Corley Processing Center**, at (1) Office of the Warden, 500 Hilbig Road, Conroe, Texas 77301, and (2) to the United States at Civil Process Clerk, U.S. Attorney's Office, 1000 Louisiana Street, Suite 2300, Houston, Texas 77002.

/s/Matthew Mendez
Matthew Mendez
Attorney for Petitioner

November 17, 2025
Date

CERTIFICATE OF SERVICE

On November 13, 2025, Counsel for Plaintiff served a copy of the attached Motion via USPS Mail, in compliance with Rule 4 of Federal Rules of Civil Procedure, upon the **Respondent, Raymond Thompson, in his Official Capacity as Co-Associate Warden of the Joe Corley Processing Center**, at (1) Office of the Warden, 500 Hilbig Road, Conroe, Texas 77301, and (2) to the United States at Civil Process Clerk, U.S. Attorney's Office, 1000 Louisiana Street, Suite 2300, Houston, Texas 77002.

/s/Matthew Mendez
Matthew Mendez
Attorney for Petitioner

November 17, 2025
Date

CERTIFICATE OF SERVICE

On November 14, 2025, Counsel for Plaintiff served a copy of the attached Complaint via USPS Certified Mail, in compliance with Rule 4 of Federal Rules of Civil Procedure, upon the **Respondent, Bret Bradford, in his Official Capacity as Field Office Director, of the Immigration and Customs Enforcement, Enforcement and Removal Operations Houston Field Office**, at (1) Office of the Field Office Director, Enforcement and Removal Operations, Houston Field Office, 126 Northpoint Drive, Houston, Texas 77060, and (2) to the United States at Civil Process Clerk, U.S. Attorney's Office, 1000 Louisiana Street, Suite 2300, Houston, Texas 77002.

/s/Matthew Mendez
Matthew Mendez
Attorney for Petitioner

November 17, 2025
Date

CERTIFICATE OF SERVICE

On November 14, 2025, Counsel for Plaintiff served a copy of the attached Complaint via USPS Certified Mail, in compliance with Rule 4 of Federal Rules of Civil Procedure, upon the **Respondent, Kristi Noem, in her Official Capacity as Director of U.S. Department of Homeland Security**, at (1) Office of General Counsel, U.S. Department of Homeland Security, 245 Murray Lane, SW, Mail Stop 0485, Washington, D.C. 20530; and (2) to the United States at Civil Process Clerk, U.S. Attorney's Office, 1000 Louisiana Street, Suite 2300, Houston, Texas 77002.

/s/Matthew Mendez
Matthew Mendez
Attorney for Petitioner

November 17, 2025
Date

CERTIFICATE OF SERVICE

On November 14, 2025, Counsel for Plaintiff served a copy of the attached Complaint via USPS Certified Mail, in compliance with Rule 4 of Federal Rules of Civil Procedure, upon the **Respondent, Pam Bondi, in her Official Capacity as Attorney General of the United States**, at (1) U.S. Attorney General, 950 Pennsylvania Avenue, NW, Washington, D.C. 20530-0001; and (2) to the Assistant Attorney General for Administration, U.S. Department of Justice, Justice Management Division, 950 Pennsylvania Avenue, NW, Room 1111, Washington, D.C. 20530; and (3) to the United States at Civil Process Clerk, U.S. Attorney's Office, 1000 Louisiana Street, Suite 2300, Houston, Texas 77002.

/s/Matthew Mendez

Matthew Mendez
Attorney for Petitioner

November 17, 2025

Date