

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

KEVIN ANDRES CHUQUIANA TOROSHINA,

Petitioner,

v.

25-CV-06686-MAV

JOSEPH FREDEN, in his official capacity as Deputy Field
Office Director, Buffalo Field Office, U.S. Immigration &
Customs Enforcement, et al.,

Respondents.

NOTICE OF MOTION

MOVING PARTY: Respondents

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

RETURN DATE: To be determined by the Court

RELIEF SOUGHT: Respondent respectfully moves the Court for an
Order dismissing the action pursuant to Federal
Rule of Procedure 12(b)(6).

PAPERS SUBMITTED IN SUPPORT Memorandum of Law

Respondents reserve the right to submit reply papers.

MICHAEL DIGIACOMO
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Western District of New York

BY: /s/ADAM A. KHALIL
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DATED: December 2, 2025
Rochester, New York