



U.S. Department of Justice

*United States Attorney
Western District of New York*

100 State Street, Suite 500
Rochester, New York 14614

(585) 263-6760
fax (585) 399-8920
Writer's Direct: (585) 399-8979
Adam.Khalil@usdoj.gov

December 2, 2025

The Honorable Lawrence J. Vilardo
United States District Judge
Robert H. Jackson United States Courthouse
2 Niagara Square
Buffalo, New York 14202

Re: Velasco v. Marich, et al.
25-CV-01236-LJV

Dear Judge Vilardo:

Given the expedited briefing schedule in this matter, I have not had time to obtain the alien file from U.S. Citizenship and Immigration Services, as I ordinarily would. I have been provided documents relating to the revocation of Mr. Velasco's order of supervision, which I enclose here. They include:

1. The order of supervision issued August 15, 2024 (for some reason, it is not signed; Velasco has already submitted a copy of this same document, but this version is clearer)
2. The Notice of Revocation of Release dated November 12, 2025
3. An "Alien Informal Interview upon Revocation of Order of Supervision" worksheet
4. A Form I-200, Warrant for Arrest of Alien

I intend to rely on these documents in my response to the Petition. If the Court requires, I will obtain a declaration attesting to the authenticity of these documents from ICE, upon instruction to do so.

Respectfully submitted,

MICHAEL DIGIACOMO
Acting United States Attorney
Western District of New York

BY: /s/ ADAM A. KHALIL
Assistant United States Attorney

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF SUPERVISION

File No.: 

Name: DE PAZ VELASCO, DIEGO

Date: 08/15/2024

On 08/02/2007, you were ordered:
(Date of Final Order)

- Excluded or deported pursuant to proceedings commenced prior to April 1, 1997.
- Removed pursuant to proceedings commenced on or after April 1, 1997.

Because the agency has not effected your deportation or removal during the period prescribed by law, it is ordered that you be placed under supervision and permitted to be at large under the following conditions:

- That you appear in person at the time and place specified, upon each and every request of the agency, for identification and for deportation or removal.
- That upon request of the agency, you appear for medical or psychiatric examination at the expense of the United States Government.
- That you provide information under oath about your nationality, circumstances, habits, associations and activities and such other information as the agency considers appropriate.
- That you do not travel outside _____ for more than 48 hours without first having notified this agency office of the dates and places, and obtaining approval from this agency office of such proposed travel.
(Specify geographic limits, if any)
- That you furnish written notice to this agency office of any change of residence or employment 48 hours prior to such change.
- That you report in person on 09/04/2025 0900 to this agency office at:
(Date/Time)

250 DELAWARE AVE FLOOR 7, BUFFALO, NY 14202

(Reporting Address)

- That you assist U.S. Immigration and Customs Enforcement in obtaining any necessary travel documents.
- Other: *Your release is contingent upon your enrollment and successful participation in an Alternatives to Detention (ATD) program as designated by the U.S. Department of Homeland Security. As part of the ATD program, you will be subject to electronic monitoring and may be subject to a curfew. Failure to comply with the requirements of the ATD program will result in a redetermination of your release conditions or your arrest and detention.*

If fitted with a U.S. Immigration and Customs Enforcement GPS tracking ankle bracelet, do not tamper with or remove the device. Under federal law, it is a crime to willfully damage or attempt to damage property of the United States. Damaging or attempting to damage the GPS tracking ankle bracelet or any of its associated equipment (including, but not limited to, the charging station, batteries, power cords, etc.) may result in your arrest, detention, and prosecution under 18 U.S.C. § 1361 and/or 18 U.S.C. § 641, each punishable by a fine, up to ten years imprisonment, or both.

- See attached sheet containing other specified conditions (Continue on separate sheet if required)

(Signature of ICE Official)

(Print Name and Title of ICE Official)

Alien's Acknowledgement of Conditions of Release under an Order of Supervision

I hereby acknowledge that I have (read) (had interpreted and explained to me in the _____ language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine, detention, or prosecution.


(Signature of ICE Official Serving Order)

(Signature of Alien)

(Date)

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF SUPERVISION (CONTINUATION PAGE)

Alien Name DE PAZ VELASCO, DIEGO		Picture	Right Index Print
File Number 	Date 08/15/2024		
Alien's Signature			
Alien's Telephone Number (if any)			
Alien's Address			
PERSONAL REPORT RECORD			
Date	Officer	Comment/Changes	
Signature		Title	

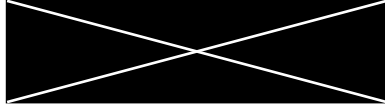
Office of Enforcement and Removal Operations
Buffalo Field Office

U.S. Department of Homeland Security
250 Delaware Avenue, Floor 7
Buffalo, NY 14202



**U.S. Immigration
and Customs
Enforcement**

DE PAZ Velasco, Diego



Notice of Revocation of Release

This letter is to inform you that your case has been reviewed and it has been determined that you will be kept in the custody of U.S. Immigration and Customs Enforcement (ICE) at this time. This decision has been made based on a review of your file and/or your personal interview on account of changed circumstances in your case. ICE has determined that there is a significant likelihood of removal in the reasonably foreseeable future in your case.

Based on the above and pursuant to 8 CFR 241.13, you are to remain in ICE custody at this time. You will promptly be afforded an informal interview at which you will be given the opportunity to respond to the reasons for the revocation and to provide any evidence to demonstrate that your removal is unlikely. If you are not released following the informal interview, you will receive notification of a new review, which will occur within approximately three months from the date of this notice.

You are advised that you must demonstrate that you are making reasonable efforts to comply with the order of removal, and that you are cooperating with the ICE's efforts to remove you by taking whatever actions ICE requests to effect your removal. You are also advised that any willful failure or refusal on your part to make timely application in good faith for travel or other documents necessary for your departure, or any conspiracy or actions to prevent your removal or obstruct the issuance of a travel document, may subject you to criminal prosecution under 8 USC Section 1253(a).

MICHAEL K BALL Digitally signed by MICHAEL K BALL
Date: 2025.11.12 14:31:20 -05'00'

11/12/2025

Signature of Field Office Director, ERO/Designated Representative

Date

Print Name, Title and Location: M. Ball, AFOD, Batavia, NY

Notice of Revocation of Release

DE PAZ Velasco, Diego A



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PROOF OF SERVICE

(1) Personal Service (Officer to complete both (a) and (b) below.)

(a) I Alec Polchlopek, Deportation Officer,
Name of ICE Officer Title

certify that I served DE PAZ Velasco, Diego with a copy of
Name of detainee
this document at ICE/ERO Syracuse, NY on 11/12/2025 at 2:00 pm.
Institution Date Time

(b) I certify that I served the custodian _____,
Name of Official

_____, at _____, on
Title Institution
_____ with a copy of this document.
Date

OR

(2) Service by certified mail, return receipt. (Attach copy of receipt)

I _____, _____, certify
Name of ICE Officer Title
that I served _____ and the custodian _____,
Name of detainee Name of Official
with a copy of this document by certified mail at _____ on _____.
Institution Date

- () cc: Attorney of Record or Designated Representative
- () cc: A-File

ALIEN INFORMAL INTERVIEW

UPON REVOCATION OF ORDER OF SUPERVISION UNDER

8 C.F.R. § 241.4(l); 8 C.F.R. § 241.13(i)

STATEMENT OF DIEGO DE PAZ VELASCO [Detainee]

A File # 

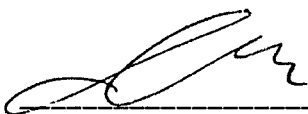
Detention Location SYRACUSE, NY

INTERVIEWING ICE OFFICER: A. POLCHLOPEK, DO SYRERO
[Print Name, Title & Duty Station]

On 11/17/2025, I conducted an initial informal interview of the detainee listed above in order to afford the alien an opportunity to respond to the reasons for revocation of his or her order of supervision stated in the notification letter. At the interview, the alien made the following oral response regarding the reasons for revocation:

N/A

The detainee [did] did not provide a written statement. The detainee [did] did not provide any documents. Any documents provided are attached.



Signature of Interviewing Officer

FOR INTERNAL USE ONLY

U.S. DEPARTMENT OF HOMELAND SECURITY Warrant for Arrest of Alien

File No. _____



Date: 11/12/2025

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that DE PAZ VELASCO, DIEGO is removable from the United States. This determination is based upon:

- the execution of a charging document to initiate removal proceedings against the subject;
- the pendency of ongoing removal proceedings against the subject;
- the failure to establish admissibility subsequent to deferred inspection;
- biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

[Signature]
for _____
(Signature of Authorized Immigration Officer)

J 9603 BELL - SDDO
(Printed Name and Title of Authorized Immigration Officer)

Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at Syracuse, NY
(Location)

on DE PAZ VELASCO, DIEGO on November 12, 2025, and the contents of this
(Name of Alien) (Date of Service)

notice were read to him or her in the SPANISH language.
(Language)



A 10293 POLCHLOPEK

Deportation Officer *[Signature]*
Name and Signature of Officer

Name or Number of Interpreter (if applicable)

U.S. Department of Homeland Security

Continuation Page for Form I-200

Alien's Name DE PAZ VELASCO, DIEGO	File Number 	Date 11/12/2025
OTHER ALIASES KNOWN BY ----- HERRERA DELLANOS, ERRIK NMN		
Signature BELL, J 9603 	Title SDDO	