

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

DIEGO DE PAZ VELASCO, *also known as Errik  
Herrera Dellanos,*

Petitioner

v.

TAMMY MARICH, *et al.*

Respondents.

Civil Action No. 1:25-cv-01236

**JOINT STIPULATION  
OF FACTS**

**IT IS HEREBY STIPULATED AND AGREED**, by the attorneys for both parties, that the following material facts are not in dispute:

1. On November 12, 2025, Mr. De Paz Velasco reported to the ICE/ERO Syracuse, NY office for a scheduled check-in.
2. ICE officers confirmed contact and household information with Mr. De Paz Velasco and asked if he had any documents to provide.
3. Mr. De Paz Velasco provided his drivers' license and passport card and the officials took those documents to another room.
4. When they returned, the ICE officials told Mr. De Paz Velasco that they noticed he had an alias and he was going to be detained in Batavia.
5. ICE officials acknowledged that Jose Perez, Esq. represented Mr. De Paz Velasco, and said they would contact Jose Perez, Esq. about this custody decision.

6. Mr. De Paz Velasco speaks some basic English and understood the above-described interactions.

7. Jose Perez, Esq. informed Malcolm Kim, Esq. of Worker Justice Center of New York, that as of November 19, 2025, he had not received any communication from ICE or DHS officials about the decision to detain his client Mr. De Paz Velasco on November 12.

8. ICE Deportation Officer Alec Polchlopek certified that, on November 12, 2025, he served a form I-200 "Warrant for Arrest of Alien" on Mr. De Paz Velasco and read its contents to him in Spanish.

9. This form I-200 and its continuation page were signed by someone on behalf of Supervisory Detention and Deportation Officer J. Bell.

10. ICE officer Alec Polchlopek noted in an internal worksheet that he conducted an informal interview of Mr. De Paz Velasco, who made no oral response and did not provide any written statement or documents. ICE documents note that the interview was initiated in Spanish but that Petitioner refused to cooperate; Petitioner recalls the conversation being short and in English, which he can understand to a limited degree.

11. Officer Alec Polchlopek certified that he personally served Mr. De Paz Velasco with a Notice of Revocation of Release at 2:00pm on November 12, 2025.

12. This Notice of Revocation of Release was digitally signed by Assistant Field Office Director Michael K. Ball at 2:31pm EST on November 12, 2025.

13. On December 20, 2025, Mr. De Paz Velasco was temporarily released from ICE custody, on electronic monitoring, pending further briefing by the parties.

Dated: Rochester, NY

December 22, 2025

/s/ Malcolm Kim

**Worker Justice Center of New York**

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/s/ Adam A. Khalil

**U.S. Department of Justice**

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