

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
(Greenbelt Division)

MOBOALJI OLUFUNMILAYO AOKO,

*

Petitioner,

*

Case No. 8:25-cv-03901-JRR

v.

*

KRISTI NOEM, *et al.*,

*

Respondents.

*

* * * * *

**RESPONSE TO PETITION FOR
WRIT OF HABEAS CORPUS AND MOTION TO DISMISS**

Respondents, United States Department of Homeland Security Secretary Kristi Noem, Acting Director of United States Immigration and Customs Enforcement (“ICE”) Todd Lyons, and Acting Field Office Director for the ICE Baltimore Field Office Jeremy Bacon¹ (collectively, “Respondents”), by and through undersigned counsel, Kelly O. Hayes, United States Attorney for the District of Maryland, and Megan L. Micco, Assistant United States Attorney for that District, hereby respond to the Petition for a Writ of Habeas Corpus (ECF No. 1) (the “Petition”) filed by Moboalji Olufunmilayo Aoko and further move to dismiss the Petition in its entirety pursuant to Federal Rule of Civil Procedure 12(b)(6) for the reasons set forth in the accompanying Memorandum of Law, which is incorporated by reference herein.

WHEREFORE, Respondents respectfully request that the Court deny the Petition and dismiss it in its entirety.

¹ Pursuant to Federal Rule of Civil Procedure 25(d), upon the departure of a public officer sued in their official capacity, “[t]he officer’s successor is automatically substituted as a party.” Fed. R. Civ. P. 25(d). Jeremy Bacon has recently been named Acting Field Office Director for the ICE Baltimore Field Office. Thus, he is automatically substituted as the respondent for former-Acting Field Office Director Nikita Baker.

Dated: December 10, 2025

Respectfully submitted,

Kelly O. Hayes
United States Attorney

By: /s/ Megan L. Micco
Megan L. Micco (Bar No. 20936)
Assistant United States Attorney
U.S. Attorney's Office, District of Maryland
36 S. Charles Street, Suite 400
Baltimore, Maryland 21201
Telephone: (410) 209-4800
Megan.Micco@usdoj.gov

Counsel for Respondents

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of December, 2025, a copy of the foregoing Response to Petition for Writ of Habeas Corpus and Motion to Dismiss with the accompanying Memorandum of Law in Support thereof and all supporting exhibits was served via CM/ECF on all parties and counsel receiving electronic notice in this case.

/s/ Megan L. Micco
Megan L. Micco (Bar No. 20936)
Assistant United States Attorney