

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

ESBIN ANICETO LOPEZ Y LOPEZ,

Petitioner,

v.

JAMAL L. JAMISON, *et al.*

Respondents.

Case No.: 2:25-cv-06819

Hon. Mark A. Kearney

NOTICE OF VOLUNTARY DISMISSAL

The Petitioner, in accordance with Rule 41(a)(1) of the Federal Rules of Civil Procedure, respectfully notifies this Honorable Court of his desire to voluntarily dismiss the Petition for Writ of Habeas Corpus (Doc. 1). Based upon new information made available to undersigned counsel on December 10, 2025, Petitioner is in fact not detained under 8 U.S.C. § 1226(a), but rather under 8 U.S.C. § 1331. As such, Petitioner can no longer allege that his detention is unlawful under section 1226(a). Petitioner notes that this voluntary dismissal is **without prejudice** pursuant to Rule 41(a)(1)(B) [“Unless the notice or stipulation states otherwise, the dismissal is without prejudice”].

Date: December 10, 2025

Respectfully Submitted,
s/ Mana Aliabadi, Esq.

Mana Aliabadi, Esquire
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CERTIFICATE OF SERVICE

I, Mana Aliabadi, Esq. hereby certify that I caused a true and correct copy of the attached Rule 41(a) Notice of Voluntary Dismissal to be served on the following person(s) at the following address(es) *via* the Court's CM/ECF electronic notification and service system and email:

UNITED STATES ATTORNEY'S OFFICE

c/o Civil Process Clerk
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106-4404

Date: December 10, 2025

Respectfully Submitted,
s/ Mana Aliabadi, Esq.

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