

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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Hang YANG,

Petitioner,

v.

25-CV-1313-JLS

Pamela BONDI, in her official capacity as U.S. Attorney  
General, et. al.,

Respondents.

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**NOTICE OF MOTION**

**MOVING PARTY:**

Respondents

**PLACE:**

The Honorable John L. Sinatra  
United States District Judge  
Robert H. Jackson United States Courthouse  
2 Niagara Square  
Buffalo, New York 14202

**RELIEF SOUGHT:**

Respondents respectfully move for an Order  
dismissing the Petition pursuant to Federal Rule  
of Civil Procedure 12(b)(6).

**RETURN DATE:**

Absent court order, Local Rule of Civil Procedure  
12(b)(2)(B) provides that any responding papers be  
filed within 14 days of the motion and any reply  
filed within 7 days of the responding papers.

**PAPERS SUBMITTED:**

Memorandum of Law, Declaration of Schiedel,  
Exhibit A

Respectfully submitted,

MICHAEL DIGIACOMO  
United States Attorney

BY: /s/MARVIN J. MULLER III  
Special Assistant United States Attorney  
Rochester, New York 14614

**DATED:** January 7, 2026